

BOROUGH OF WEST VIEW  
ORGANIZATIONAL MEETING

JANUARY 3, 2006

Minutes of the Organizational Meeting of the Town Council of the Borough of West View held on Tuesday, January 3, 2006 at 6:30 p.m. in Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. President Daugherty called the Meeting to Order at 6:30 p.m., followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag.

Mr. Wolf conducted Roll Call. Council Members present were: President Daniel Daugherty, Vice President Mary Bernhard, Members Joseph Nowark, Barry Schell, John Henry, William Aguglia and John Koerts. Also present were: Solicitor Fred Baxter, Robert Zischkau from Glenn Engineering, Police Chief Charles Holtgraver, Secretary/Manager Kenneth Wolf and Assistant Secretary Patricia Rapp. Mayor Richard Powell was absent.

President Daugherty adjourned the Meeting at 6:31 p.m.

Solicitor Baxter took the Chair and called the Meeting to Order at 6:31 p.m. Solicitor Baxter confirmed the Secretary received the Certificates of Election.

District Justice Richard Opiela administered the Oath of Office to Daniel M. Daugherty, Mary C. Bernhard, William F. Aguglia, John W. Koerts and Rita Schwarzmeier. District Justice Opiela congratulated all and wished all good luck and told them to keep up the good work. The Audience applauded the four Members of Town Council and the Real Estate Tax Collector.

The Council Members took their seats. Solicitor Baxter accepted Nominations for President of Town Council.

*Motion to nominate Daniel M. Daugherty was made by Barry Schell and seconded by John Henry. With no further nominations, Motion to close nominations was made by Mr. Henry and seconded by Mr. Schell. Motion approved and ordered. Motion to approve the appointment of President Daniel M. Daugherty was made by Mr. Henry and seconded by Mr. Schell. Motion was approved and ordered by Council.*

*Nominations for Vice President were accepted. Motion nominating Mary C. Bernhard was made by Mr. Henry and seconded by Mr. Nowark. Motion to close nominations was made by Mr. Henry and seconded by Mr. Nowark. Motion approved and ordered. Motion to approve the appointment of Vice President Mary C. Bernhard was made by Mr. Henry and seconded by Mr. Nowark. Motion was approved and ordered by Council.*

*Nominations for Secretary - Treasurer were accepted. Motion nominating Kenneth J. Wolf was made by Mr. Henry and seconded by Mr. Nowark. Motion to close nominations was made by Mr. Henry and seconded by Mr. Schell. Motion approved and ordered. Motion to approve the appointment of Secretary - Treasurer Kenneth J. Wolf was made by Mr. Henry and seconded by Mr. Nowark. Motion was approved and ordered by Council.*

Solicitor Baxter turned the Meeting over to the Elected President of Town Council, President Daniel M. Daugherty. Mr. Wolf conducted Roll Call. Council Members present were: President Daniel Daugherty,

Vice President Mary Bernhard, Members Joseph Nowark, Barry Schell, John Henry, William Aguglia and John Koerts. Also present were: Solicitor Fred Baxter, Robert Zischkau from Glenn Engineering, Police Chief Charles Holtgraver, Secretary/Manager Kenneth Wolf and Assistant Secretary Patricia Rapp. Mayor Richard Powell was absent.

President Daugherty entertained a Motion declaring all Offices of the Borough vacant, except those of the Secretary/Treasurer, Civil Service Commission, Zoning Hearing Board, Recreation Board, Planning Commission and Members of the Police Force. *Motion made by Mr. Henry was seconded by Mr. Schell. Motion was approved and ordered by Council.*

President Daugherty accepted Motions for Nominations as follows:

MOTIONS for Nominations for SOLICITOR are in order. *Motion to appoint Fred E. Baxter as Solicitor was made by Mrs. Bernhard and seconded by Mr. Nowark. Motion approved and ordered, with the Secretary to cast a vote.*

MOTIONS for Nominations for ENGINEER are in order. *Motion to appoint Robert E. Zischkau from Glenn Engineering was made by Mr. Schell and seconded by Mr. Aguglia. Motion approved and ordered, with the Secretary to cast a vote.*

MOTIONS for Nominations for BOROUGH MANAGER are in order. *Motion to appoint Kenneth J. Wolf was made by Mr. Nowark and seconded by Mr. Schell. Motion approved and ordered, with the Secretary to cast a vote.*

MOTIONS for Nominations for CHIEF OF POLICE are in order. *Motion to appoint Charles M. Holtgraver was made by Mr. Henry and seconded by Mr. Nowark. Motion approved and ordered with the Secretary to cast a vote.*

MOTIONS for Nominations for INDEPENDENT AUDITOR are in order. *Motion to appoint Reddinger, Will, Gallagher, & Dickert, LLC was made by Mr. Henry and seconded by Mr. Nowark. Motion approved and ordered with the Secretary to cast a vote.*

MOTIONS for Nominations for MERCANTILE, BUSINESS PRIVILEGE, AND OCCUPATIONAL PRIVILEGE TAX COLLECTOR are in order. *Motion to appoint Central Tax Bureau was made by Mrs. Bernhard and seconded by Mr. Schell. Motion approved and ordered with the Secretary to cast a vote.*

MOTIONS for Nominations for Appointment of a DELEGATE TO THE NORTH HILLS COUNCIL OF GOVERNMENTS are in order. *Motion to appoint Barry G. Schell was made by Mr. Henry and seconded by Mr. Nowark. Motion approved and ordered with the Secretary to cast a vote.*

MOTIONS for Nominations for Appointment of an ALTERNATE DELEGATE TO THE NORTH HILLS COUNCIL OF GOVERNMENTS are in order. *Motion to appoint Joseph J. Nowark was made by Mr. Schell and seconded by Mr. Aguglia. Motion approved and ordered with the Secretary to cast a vote.*

MOTIONS for Nominations for ASSISTANT SECRETARY are in order. *Motion to appoint Patricia A. Rapp was made by Mr. Nowark and seconded by Mr. Aguglia. Motion approved and ordered with the Secretary to cast a vote.*

MOTIONS for Nominations for EARNED INCOME TAX COLLECTOR / ASSISTANT TREASURER are in order. *Motion to appoint Cathy A. Mann was made by Mr. Henry and seconded by Mr. Aguglia. Motion*



*approved and ordered with the Secretary to cast a vote.*

MOTIONS for Nominations for MUNICIPAL LIEN INSPECTOR/PESTICIDE APPLICATOR(S) are in order. *Motion to appoint Lawrence N. Toia and Joseph K. Assisi was made by Mrs. Bernhard and seconded by Mr. Aguglia. Motion approved and ordered with the Secretary to cast a vote.*

MOTIONS for Nominations for a DEPOSITORY for the Years 2006 and 2007 are in order. *Motion to appoint PNC Bank was made by Mr. Henry and seconded by Mr. Aguglia. Motion approved and ordered with the Secretary to cast a vote.*

MOTIONS for Nominations for LEGAL ADVERTISING NEWSPAPER for the Years 2006 and 2007 are in order. *Motion to appoint the Post Gazette / Post Gazette North as the Legal Advertising Paper and the alternate paper as the Tribune Review / North Hills News Record was made by Mr. Henry and seconded by Mr. Aguglia. Motion approved and ordered with the Secretary to cast a vote.*

MOTION to Bond the Secretary/Treasurer/Borough Manager, the Solicitor, the Assistant Secretary, and the Earned Income Tax Collector/Assistant Treasurer in the amount of \$10,000.00 are in order. *Motion to approve the Bonds was made by Mr. Nowark and seconded by Mr. Schell. Motion was approved and ordered by Council.*

President Daugherty said the Members of Town Council had received the Rules of Council.

President Daugherty appointed the following Committees for 2006 through 2007:

#### PUBLIC WORKS COMMITTEE

CHAIRPERSON -

Barry G. Schell  
Joseph J. Nowark and William F. Aguglia

#### PUBLIC RELATIONS & RECREATION COMMITTEE

CHAIRPERSON -

Mary Kay Bernhard  
Barry G. Schell and William F. Aguglia

#### FINANCE COMMITTEE

CHAIRPERSON -

Joseph J. Nowark  
Barry G. Schell and John R. Henry

#### POLICE & PUBLIC SAFETY COMMITTEE

CHAIRPERSON -

John R. Henry  
Mary Kay Bernhard and Joseph J. Nowark

#### ADMINISTRATIVE/BUDGET COMMITTEE

CHAIRPERSON -

John R. Henry  
Joseph J. Nowark and William F. Aguglia

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FIRE & WATER COMMITTEE

CHAIRPERSON -

John W. Koerts  
Barry G. Schell and John R. Henry

PROPERTY & PURCHASING COMMITTEE

CHAIRPERSON -

William F. Aguglia  
Mary Kay Bernhard and John W. Koerts

With no further Business, *Motion to adjourn was made at 6:44 p.m. by Mr. Nowark and seconded by Mr. Schell. Motion was approved and ordered.* The Regular Meeting of Town Council is to immediately follow.

APPROVED:

*February 8, 2006*

BOROUGH OF WEST VIEW

BY:

*[Signature]*

Kenneth J. Wolf  
Secretary/Manager

BY:

*[Signature]*

Daniel M. Daugherty  
President of Town Council

## BOROUGH OF WEST VIEW

## REGULAR MEETING

JANUARY 3, 2006

Minutes of the Regular Meeting of the Town Council of the Borough of West View held Tuesday, January 3, 2006 immediately following the Organizational Meeting as advertised in Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229.

President Daugherty called the Meeting to Order at 6:44 p.m.

Mr. Wolf conducted Roll Call. Council Members present were: President Daniel Daugherty, Vice President Mary Bernhard, Members Joseph Nowark, Barry Schell, John Henry, William Aguglia and John Koerts. Also present were: Solicitor Fred Baxter, Robert Zischkau from Glenn Engineering, Police Chief Charles Holtgraver, Secretary/Manager Kenneth Wolf and Assistant Secretary Patricia Rapp. Mayor Richard Powell was absent.

*Motion to approve the Minutes of the Regular Meeting of Town Council on December 14, 2005 was made by Mr. Schell and seconded by Mr. Aguglia. Motion was approved and ordered.*

*Motion to approve the payment of General Fund expenditures for net pay and payroll withholding in the amount of \$109,674.00 and payments to vendors in the amount of \$483,179.15 was made by Mr. Nowark and seconded by Mr. Aguglia. Motion was approved and ordered.*

*Motion to approve the payment of Building Fund expenditures in the amount of \$5,237.30 was made by Mr. Nowark and seconded by Mr. Schell. Motion was approved and ordered.*

*Motion to approve the payment of Liquid Fuel expenditures in the amount of \$31,067.06 was made by Mr. Nowark and seconded by Mrs. Bernhard. Motion was approved and ordered.*

## Reports from the Officers

*Report from the Mayor - Mayor Richard E. Powell (Absent)*

In the Mayors absence, President Daugherty gave Reports for the Month of December 2005 and for the Year 2005 as follows:

## December 2005 Motor Vehicle Code Violations -

Parking Violations / Tickets	\$ 280.00
Vehicle Code Violations / Magistrate	\$ 1,150.65
Ordinance & Statute Violations / Magistrate	\$ 601.49
Allegheny County / DUI	\$ 148.60
State Shared / Vehicle Code	\$2,627.56
 Total Receipts for December 2005	 \$4,808.30

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## Year 2005 Motor Vehicle Code Violations -

Parking Violations / Tickets	\$ 4,418.00
Vehicle Code Violations / Magistrate	\$10,255.29
Ordinance & Statute Violations / Magistrate	\$ 11,133.18
Allegheny County / DUI	\$ 4,639.55
State Shared / Vehicle Code	\$ 5,150.61
Total Receipts for the Year 2005	\$35,596.63

President Daugherty requested Laird Kircher and Ronald "Woos" George join him at the podium. President Daugherty announced that Laird, Woos and Frank McGuire (absent) all have served as Firefighters for the West View Volunteer Fire Department for 50 Years. In honor of their 50<sup>th</sup> Anniversary, President Daugherty read commendations for both Laird and Woos from Town Council commending their dedication and commitment to Borough Residents. Laird and Woos were applauded by the Audience.

*Report from the Secretary/Manager - Kenneth J. Wolf*

Mr. Wolf had no report for Council but was willing to address any item on the Agenda should Council desire.

*Report from the Chief of Police - Charles M. Holtgraver*

The Chief reported the Police answered 324 Complaints in December. The Chief commended his Officers for solving an armed robbery at one of the Bars in the Borough. Three individuals robbed the Bar using a sawed off shotgun. Ross Township assisted our Police in apprehending the three Actors, as well as the weapon, and the money that was stolen. They were taken to Allegheny County and are being held on \$25,000.00 bond each. The Audience applauded.

*Report from the Solicitor - Fred E. Baxter*

Mr. Baxter said the Borough's Zoning Board had ruled against Heintz's proposed development for their property along Rochester Road below Cross Creek. Heintz has appealed the decision and Mr. Baxter requested Council's permission to appear at the Hearing regarding this appeal. Both the Heintz's and the neighbors in Cross Creek/Hidden Valley have their own Attorneys, but Mr. Baxter would be representing the Borough defending the Zoning Board's decision.

*Motion made by Mr. Henry was seconded by Mr. Nowark to approve Mr. Baxter's participation in the case.* President Daugherty asked if the date for the appeal had been set. Mr. Baxter said Judge James would have them submit a Brief regarding the matter, as there is no formal court hearing. With no further questions, *Motion was approved and ordered.*

*Report from Glenn Engineering - Robert E. Zischkau*

Mr. Zischkau had no report for Council and thanked Council for appointing their firm as Borough Engineer.

## Reports from the Committees

*Finance Report - Joseph J. Nowark*

Wage Tax collection deposits for the month of December totaled \$13,019.31, less \$252.08 which were refunds to Individuals and Municipalities. The Borough's net proceeds were \$6,383.62. 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 \$25,000.00 matured on December 16<sup>th</sup> and it earned interest in the amount of \$58.56. We purchased a CD on December 16<sup>th</sup> in the amount of \$25,000.00 for 30 days to earn interest.

Our Liquid Fuel CD in the amount of \$120,000.00 matured on December 16<sup>th</sup> and it earned interest in the amount of \$394.52. We purchased a CD on December 16<sup>th</sup> in the amount of \$48,000.00 for 30 days to earn interest.

Our Building Fund CD in the amount of \$178,000.00 matured on December 16<sup>th</sup> and it earned interest in the amount of \$453.53. We purchased a CD on December 16<sup>th</sup> in the amount of \$178,000.00 for 30 days to earn interest.

Our General Fund CD in the amount of \$450,000.00 matured on December 16<sup>th</sup> and it earned interest in the amount of \$1,479.45. We purchased a CD on December 16<sup>th</sup> in the amount of \$50,000.00 for 30 days to earn interest.

Real Estate Tax Collections for the month of December totaled \$24,958.17. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in December.

*Property and Purchasing Report - William F. Aguglia*

Mr. Aguglia said Council would consider purchasing two 2006 Police Cruisers as Item #9 under the Agenda. The cost per Cruiser is \$20,868.00 through SHACOG through Woltz & Wind Ford. The other Bids received were Kenny Ross at \$22,046.00, Murray's Ford at \$21,478.00, Tom Clark at \$20,943.00, Warnock Ford at \$21,194.00 and Winner Ford at \$21,234.00. The Police Cruiser would be built to the Borough's specifications.

*Public Works Report - Barry G. Schell*

Mr. Schell reported the Public Works Department has been busy patching potholes with cold patch, doing snow removal, vehicle and equipment maintenance, and rodent and pest control.

Christmas trees are to be out this week and the week of January 8<sup>th</sup>. Trees are to be placed at the curb, free of objects and ornaments and any foreign material.

The Public Works has been doing preventive maintenance on small equipment, such as lawn mowers and generators. They are in the process of taking down the Christmas decorations and have ordered 900 tons of salt for the winter season of 2005 and 2006.



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*Police and Public Safety Report - John R. Henry*

Mr. Henry said Council would consider the purchase of the Police Cruisers and, thanks to the dedication and hard work of the Police Chief and the Borough Manager, the Borough was able to receive two Grants. One Grant, for \$25,000.00, will cover the purchase of a car and small emergency equipment.

The Borough was just notified the Borough is to receive \$20,000.00, which is good news for the Borough, as the Grants were not anticipated. Mr. Henry extended Council's thanks to Representative Walko for his assistance.

Council will be asked to consider an Ordinance that approves the dissolution of Northwest Regional Communications. Upon acceptance of the Ordinance, the Borough will receive \$2,828.39 back from the Corporation.

Mr. Henry requested an Executive Session to discuss personnel.

At 6:58 p.m., Council retired to Executive Session.

At 7:09 p.m., the Meeting resumed.

*Administrative/Budget Committee Report - John R. Henry*

Mr. Henry had no further report for Council.

*Fire and Water Report - John W. Koerts*

Mr. Koerts gave the end of the Year report for the West View Volunteer Fire Department. Total Fire Calls was 207 and the estimated dollar amount for damage was \$33,000.00. Total Man Hours for the 207 responses was 1,129 hours. There were 16 Department Drills, with 786 Man Hours. There were 32 Company Drills, with 1,472 Man Hours.

There were 24 Members completing additional training at the Fire Academy and 80 Children participated in the Fire Prevention Classes held by the Firefighters.

On the behalf of the Town Council, Mr. Koerts thanked the Members of the West View Volunteer Fire Department for their loyalty and for their hard work.

*Public Relations and Recreation Report - Mary C. Bernhard*

Mrs. Bernhard said the next Crime watch Meeting would be Monday, January 9<sup>th</sup> at 7:00 p.m. at the Firemen's Building. Gun Prevention will be the topic of conversation. There are still Centennial items for sale at West View Savings and West View Floral and Isaly's.

The Recreation Committee is planning the Winter Blues Party for the Senior Citizens and are planning the Summer Recreation Program. The Senior Citizen Bus has been moved to the Borough's Bus Garage on Perry Highway and the Schedule for the Senior Bus has been changed as of January 1<sup>st</sup>. Instead of the Bus going out three days, it now will go out two days, on Tuesdays and Fridays.

## Audience

President Daugherty welcomed everyone to tonight's meeting on the behalf of Town Council. Council welcomes comments from any Borough Resident who would like to do so. All that we ask is that when addressing Council, these procedures be followed:

First, give your name and address and second, please make your comments to the point and within a reasonable time. In turn, if your comments require an answer, Council will try to provide an answer at this time.

If Council cannot provide an answer at this time, they will give the proper directions to help you get the information you are looking for.

And, I would like to advise you that Council is here to listen to comments and help when it is possible but, Council is not here to debate opinions.

Jim Barr from 200 Frankfort Avenue wanted more information about the Crime Watch Meeting Program, specifically on what Gun Prevention really is and who is sponsoring it. Mrs. Bernhard said the Program was sponsored by the District Attorney's Office and was unsure what it will specifically address, as she has never seen or heard the Program.

Mr. Barr questioned rodent control through the Public Works. President Daugherty explained the Borough has qualified, certified Personnel to do regular duties related to rodent control throughout the Borough and this practice has been in place for years.

Mr. Barr noted the possible hiring of a new Police Officer and asked if new Officers have been hired recently. President Daugherty said no full time Officers had been hired but there are six part time Officers working at the Borough.

Mr. Barr said he had requested a Summary of Girty's Run Legal fees and received it from Mr. Wolf, but questioned that it was from the West View Waste Water Department. President Daugherty said there are no legal fees for the Borough of West View pertaining to Girty's Run. All fees are paid through the Waste Water Department of the Water Authority, as the suit was filed against the Waste Water Department and the Borough of West View.

Robert Lacher of 808 West View Park Drive addressed Council regarding the Gas Company working along Bellevue, Chalfonte and Wentworth Avenues and wanted to know when they will be done. Mr. Wolf knew the Contractor had been working on the project almost daily but did not know when this would be completed. Mr. Lacher said it was a major inconvenience to him.

Mr. Lacher said he had problems in December with people not plowing or salting their snow-covered sidewalks at Pizza Hut, North Hills Beauty and at the Shell Station. President Daugherty asked if Mr. Lacher had called into the Borough to Mr. Wolf to make a complaint and Mr. Lacher said no. Mr. Daugherty advised Mr. Lacher to do so in the future should this happen again.

## Unfinished Business

There was no unfinished business.

## New Business

There was no new business.

## Agenda

1. Council to consider an appointment to the Municipal Authority of the Borough of West View for a five-year term, through December 31, 2010. Mr. David Glavin is currently serving in this position and is interested in being appointed. *Motion to appoint David Glavin made by Mr. Schell and seconded by Mr. Aguglia. Motion was approved and ordered.* President Daugherty requested an appointment letter be sent to Mr. Glavin by the Secretary.
2. Council to consider an appointment to the Recreation Board for a five year term, through December 31, 2010. Mrs. Denise Sterzinger is currently serving in this position and is interested in being appointed. *Motion to appoint Mrs. Sterzinger was made by Mr. Henry and seconded by Mr. Aguglia. Motion was approved and ordered.* President Daugherty requested an appointment letter be sent to Mrs. Sterzinger by the Secretary.
3. Council to consider an appointment to the Vacancy Board, which is a yearly appointment. Mr. Thomas Witherel is currently serving in this position and is interested in being appointed. *Motion to appoint Mr. Witherel was made by Mrs. Bernhard and seconded by Mr. Aguglia. Motion was approved and ordered.* President Daugherty requested Mr. Witherel be notified by the Secretary.
4. Council to consider an appointment to the Girty's Run Watershed Plan Advisory for a two year term, through December 31, 2007. Mr. Harry Gruener is currently serving in this position and is interested in being appointed. *Motion to appoint Mr. Gruener was made by Mr. Nowark, who added Mr. Gruener knows more about the Plan Advisory than anyone else that is now on the Plan. Motion was seconded by Mr. Schell. Motion was approved and ordered.* Mr. Daugherty requested Mrs. Rapp notify Mr. Gruener by letter.
5. Council to consider two appointments to the Watershed Advisory Committee for a two-year term, through December 31, 2007. Mr. Barry Schell and Mr. Joseph Nowark are currently serving in these positions and are interested in being appointed. *Motion from Mr. Henry to appoint Barry Schell and Joseph Nowark was seconded by Mr. Aguglia. Motion was approved and ordered.* Mr. Daugherty requested Mrs. Rapp notify the gentlemen by letter.
6. Council to consider accepting the resignation from Mr. Nowark from the Civil Service Commission and filling the Vacancy for the remainder of his unexpired term through August 1, 2009. President Daugherty read the resignation letter he received from Mr. Nowark. *Motion to approve the resignation from Mr. Henry, expressing Council's regret and appreciation to Mr. Nowark, was seconded by Mr. Schell. Motion was approved and ordered. Motion from Mr. Henry to appoint Mr. Dennis Watson, Esq. from Wellington Drive to the Civil Service Commission through August 1, 2009 was seconded by Mr. Nowark. Motion was approved and ordered.*
7. Council to consider approving the one-year Lease extension for the property at 439 Perry

Highway, which is the Office of the Magistrate. *Motion to approve the Lease extension made by Mr. Nowark and seconded by Mr. Koerts. Motion approved and ordered.*

8. Council to consider Ordinance #1432. *Motion to read Ordinance #1432 was made by Mr. Henry and seconded by Mr. Schell. Motion was approved and ordered.* President Daugherty read Ordinance #1432, which is an Ordinance authorizing repeal of Ordinance #1373 and the rescission of the Intergovernmental Cooperation Agreement with Northwest Regional Communications and adjoining Municipalities. *Motion to adopt Ordinance #1432 was made by Mr. Nowark and seconded by Mr. Schell. Motion was approved and ordered.*
9. President Daugherty said, as recommended by the Property and Purchasing Chairperson, Mr. Aguglia, Council is to consider the purchase of two (2) 2006 Police Cruisers through Woltz & Wind Ford through SHACOG Bid at \$20,868.00 per cruiser. *Motion to purchase two 2006 Police Cruisers was made by Mr. Nowark and seconded by Mr. Schell. Motion was approved and ordered.*
10. Council to consider offering the Position of full-time Police Officer to an Officer on the Eligibility List from the Civil Service. *Motion from Mr. Henry to appoint John Sweeney to the rank of third year Patrolman to the Police Force. The Motion was seconded by Mr. Nowark.* Mr. Henry added the Borough is adding a tenth Police Officer to the Force. Mr. Henry said Officer Sweeney had experience working in the West View Police Department as a Part Time Officer and has been involved in numerous arrests. Officer Sweeney is familiar with the Borough and is ranked on the Civil Service Eligibility List. Mr. Henry recommends Officer Sweeney's appointment. With no further comments, *Motion was approved and ordered.*

Mr. Henry requested the Civil Service Commission be directed to begin the proceedings to update the Eligibility List, as the current List is valid through March 23, 2006. Since the Commission will be reorganizing, Mr. Henry would like them to update the List.

President Daugherty said this matter was not on the Agenda and questioned Mr. Henry and Solicitor Baxter to make sure there is no problem with this request.

Mr. Henry said, according to State Borough Code the Commission is to reorganize. Due to Council appointing from the Eligibility List, the Commission should be notified of an appointment. Solicitor Baxter said the Commission needed to review and update our Rules and Regulations and approving this Request would be acceptable.

*Motion to notify the Civil Service Commission of the appointment and renewal of the List and to consider updating and making recommendations to the Borough Council regarding their regulations made by Mr. Henry and seconded by Mr. Nowark. Motion was approved and ordered.*

#### Announcements

There were no announcements.

## Adjournment

President Daugherty thanked everyone for attending tonight's Meeting and wished everyone a Happy and Healthy 2006. Motion to adjourn made by Mr. Schell and seconded by Mr. Aguglia. Motion was approved and ordered. Meeting adjourned at 7:30 p.m.

APPROVED:

February 8, 2006

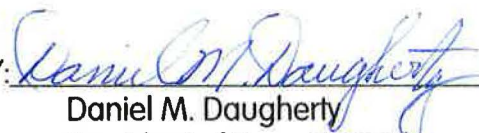
BOROUGH OF WEST VIEW

BY:



Kenneth J. Wolf  
Secretary/Manager

BY:



Daniel M. Daugherty  
President of Town Council



BOROUGH OF WEST VIEW

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SPECIAL MEETING

JANUARY 19, 2006

Minutes of the Special Meeting of the Town Council of the Borough of West View held Thursday, January 19, 2006, in Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. President Daugherty called the Meeting to order at 6:30 p.m., followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag.

Assistant Secretary Rapp conducted Roll Call. Council Members present were: President Daniel Daugherty, Vice President Mary Bernhard, Members Joseph Nowark, Barry Schell, William Aguglia and John Koerts. Also present were: Solicitor Fred Baxter, Chief of Police Charles Holtgraver, Secretary/Manager Kenneth Wolf, Assistant Secretary Patricia Rapp and Attorney Vicki Beatty from Campbell, Durrant & Beatty, P.C. Mayor Richard Powell and Council Member John Henry were not present. There were two people in attendance in the Audience.

President Daugherty read the Legal Notice advertised in the Legal Paper on January 17, 2006 as follows: Notice is hereby given that the Town Council of the Borough of West View will hold a Special Meeting Thursday, January 19, 2006 at 6:30 p.m. at the West View Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. The purpose of the Special Meeting is for Town Council to discuss/consider a Personnel Matter. No other Business will be considered.

At 6:31 p.m. Council retired for an Executive Session to discuss the Personnel matter.

At 7:28 p.m. the Meeting resumed.

President Daugherty said the Town Council had heard the presentation concerning the Personnel problems with Officer Douglas Drwal and his possible termination.

*Motion to terminate the employment of Officer Douglas Drwal and issue the statement of charges, subject to the Rights to Civil Service Appeal was made by Joseph Nowark and was seconded by Mary Kay Bernhard. Motion was approved and ordered by Council.*


President Daugherty asked for any Public Comment concerning the termination of Douglas Drwal. There was no Public Comment from the two people attending in the Audience.

With no further Business to come before Council, the Meeting adjourned at 7:29 p.m.

APPROVED: *February 8, 2006*

BOROUGH OF WEST VIEW

BY:   
Kenneth J. Wolf  
Secretary/Manager

BY:   
Daniel M. Daugherty  
President of Town Council

## BOROUGH OF WEST VIEW

## REGULAR MEETING

FEBRUARY 8, 2006

Minutes of the Regular Meeting of the Town Council of the Borough of West View held on Wednesday, February 8, 2006 in Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. The Meeting was called to Order at 7:00 p.m. by President Daniel M. Daugherty, followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag.

Mr. Wolf conducted Roll Call. Council Members present were: President Daniel Daugherty, Vice President Mary Bernhard, Members Joseph Nowark, Barry Schell, John Henry, John Koerts, and William Aguglia. Also present were: Secretary/Manager Kenneth Wolf, Assistant Secretary Patricia Rapp, Borough Solicitor Fred Baxter, Robert Zischkau from Glenn Engineering and Police Chief Charles Holtgraver. Mayor Powell was absent. Six people were attending in the Audience.

*Motion to approve the Minutes of the Reorganizational Meeting of Town Council on January 3, 2006 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.*

*Motion to approve the Minutes of the Regular Meeting of Town Council on January 3, 2006 was made by Mr. Schell and was seconded by Mr. Aguglia. Motion was approved and ordered.*

*Motion to approve the Minutes of the Special Meeting of Town Council on January 19, 2006 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.*

*Motion to approve payment of General Fund expenditures for net pay and payroll withholding in the amount of \$144,735.77 and payments to vendors in the amount of \$87,170.24 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.*

*Motion to approve payment of Building Fund expenditures in the amount of \$4,754.01 was made by Mr. Nowark and was seconded by Mr. Koerts. Motion was approved and ordered.*

*Motion to approve payment of Liquid Fuel expenditures in the amount of \$8,504.04 was made by Mr. Nowark and was seconded by Mr. Aguglia. Motion was approved and ordered.*

President Daugherty introduced Mr. Matt Drozd, who is the County Council Member for District One. Mr. Drozd is newly elected and explained how he will serve the Community. Mr. Drozd said some of the key issues Council will discuss during the upcoming year will be property assessments and aiding Senior Citizens, the updating of Election Machines, 911 communication issues and County Road reparations.

President Daugherty thanked Mr. Drozd for speaking at the Meeting.

## REPORTS FROM THE OFFICERS

REPORT FROM THE MAYOR - Richard E. Powell (Absent)

In the Mayor's absence, President Daugherty read the report for the Month of January 2006 as

follows:

Motor Vehicle Code Violations -

Parking Violations / Tickets	\$ 150.00
Vehicle Code Violations / Magistrate	\$ 941.83
Ordinance & Statute Violations / Magistrate	\$1,225.40
Allegheny County / DUI	\$ 512.50
State Shared / Vehicle Code	\$ 0.00

Total Receipts for January 2006 \$2,829.73

*REPORT FROM THE SECRETARY/MANAGER - Kenneth J. Wolf*

Mr. Wolf said the Borough Auditors are in the Borough and will have the Audit ready to file with DCED.

*REPORT FROM THE CHIEF OF POLICE - Charles M. Holtgraver*

Chief Holtgraver said the Police responded to 301 calls in January 2006.

*REPORT FROM THE SOLICITOR - Fred E. Baxter*

Solicitor Baxter had no report for Council.

*REPORT FROM GLENN ENGINEERING - Robert E. Zischkau*

Mr. Zischkau updated Council on Act 167 and said he will be attending Stormwater Meetings about every six weeks on the Borough's behalf. Mr. Zischkau will keep Council updated on the Meetings.

*REPORTS FROM THE COMMITTEES*

*FINANCE REPORT - Joseph J. Nowark*

Mr. Nowark reported that Wage Tax collection deposits for the month of January totaled \$105,732.69, less \$703.93 which were refunds to Individuals and Municipalities. The Borough's net proceeds were \$52,514.39. 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 \$25,000.00 matured on January 17<sup>th</sup> and it earned interest in the amount of \$85.89. We purchased a CD on January 17<sup>th</sup> in the amount of \$25,500.00 for 30 days to earn interest.

Our Liquid Fuel CD in the amount of \$48,000.00 matured on January 17<sup>th</sup> and it earned interest in the amount of \$164.90. We purchased a CD on January 17<sup>th</sup> in the amount of \$48,500.00 for 30 days to earn interest.

Our Building Fund CD in the amount of \$178,000.00 matured on January 17<sup>th</sup> and it earned interest in the amount of \$611.53. We purchased a CD on January 17<sup>th</sup> in the amount of \$179,000.00 for 30

days to earn interest.

We received our 2006 Tax Anticipation Loan proceeds on January 3<sup>rd</sup> in the amount of \$400,000.00. Our General Fund CD in the amount of \$50,000.00 matured on January 17<sup>th</sup> and it earned interest in the amount of \$171.78. We purchased a CD on January 17<sup>th</sup> in the amount of \$350,000.00 for 30 days to earn interest.

Real Estate Tax Collections for the month of January totaled \$14,150.30. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in January.

*PROPERTY AND PURCHASING REPORT - William F. Aguglia*

Mr. Aguglia recommended Council consider approving several items under the Agenda. Mr. Aguglia would like Council to approve the purchase a Tractor with accessories for the Public Works Department in the amount of \$19,769.63, the purchase of a Billy Goat for the Public Works in the amount of \$2,058.95, and the purchase of Police Record Keeping Software in the amount of \$9,645.00.

Mr. Aguglia would like Council to consider approving the two-year Lease Agreement with Schorr Bakery Shop with the payment being \$4,867.50 for the Year 2006 and \$5,310.00 for the Year 2007.

*PUBLIC WORKS REPORT - Barry G. Schell*

Mr. Schell reported the Public Works Department has taken all of the Christmas Decorations down and has been busy with Snow removal. They have been patching potholes with cold patch and are painting the Offices in the Borough Building. For the 2005-2006 winter season, 1,200 tons of salt have been ordered.

*POLICE AND PUBLIC SAFETY REPORT - John R. Henry*

Mr. Henry said Council has received an updated Civil Service Eligibility List and thanked Mr. Wolf for his assistance with notifying the Civil Service Commission. The Civil Service Commission will be reviewing and updating their rules and regulations, as they have not been updated for a long time.

Northwest Regional Communications has been officially closed and one of their last functions was to disperse 2005 dues to Member Municipalities. The Borough received \$2,662.89.

*ADMINISTRATIVE/BUDGET COMMITTEE REPORT - John R. Henry*

Mr. Henry had no report for Council.

*FIRE AND WATER REPORT - John W. Koerts*

Mr. Koerts had no report for Council.

*PUBLIC RELATIONS AND RECREATION REPORT - Mary Kay Bernhard*

Mrs. Bernhard said there was a Crime Watch Meeting on Monday, February 6<sup>th</sup>, which discussed "Heart Month" and Officer Matt Holland attended and updated participants on Police matters in the Borough. The next Meeting will be held in the Firemen's Building on Monday, March 6<sup>th</sup> at 7:00 p.m. and County Officer Jason Trap will present a Program regarding Crime in Allegheny County.

The Recreation Board is accepting applications from College-Aged Students to work the Summer Recreation Program. The Board is planning the "Winter Blues Party" for the Senior Citizens and is accepting Bronx Field use applications for the 2006 Summer Season. The Field applications should be received soon, as the Board will decide Bronx use in March.

There are still Centennial items for sale at West View Savings Bank and West View Floral Shoppe and the Borough Office still has Centennial Books for sale if anyone is interested in purchasing items.

*AUDIENCE*

President Daugherty welcomed everyone to tonight's meeting on the behalf of Town Council. Council welcomes comments from any Borough Resident who would like to do so. All that we ask is that when addressing Council, these procedures be followed:

First, give your name and address and second, please make your comments to the point and within a reasonable time. In turn, if your comments require an answer, Council will try to provide an answer at this time.

If Council cannot provide an answer at this time, they will give the proper directions to help you get the information you are looking for.

And, I would like to advise you that Council is here to listen to comments and help when it is possible but, Council is not here to debate opinions.

Jim Barr from 200 Frankfort Avenue asked Council for an update on the Girty's Run litigation. President Daugherty said the matter was argued on February 1, 2006 and a decision is pending.

Mr. Barr asked the purpose of the Special Meeting on January 19, 2006. President Daugherty said Council terminated the employment of a Police Officer and the matter would not be discussed due to pending legal matters.

Mr. Barr asked for the policy for processing stray animals by Triangle Pet. President Daugherty said Council would have this information from Triangle Pet at the next Meeting.

Mr. Barr asked where the new Tractor would be used. President Daugherty said the Public Works Department uses a Tractor to cut grass in the Borough, to maintain the Ball Field, the median strip and the Parklets.

*UNFINISHED BUSINESS*

There was no unfinished business.



## NEW BUSINESS

Mr. Nowark commented on an Article he had read in the McKnight News written by a West View Resident/Student Nick Mittereder. The Column was entitled "Singing the praises of life in West View" and Mr. Nowark felt Nick should be complimented by Council on the article.

*Motion to send a letter on Council's behalf to Nick Mittereder was made by Mr. Nowark and was seconded by Mr. Aguglia. President Daugherty said Mr. Mittereder should be complimented and thanked on Council's behalf for such a nice article. With no further questions or comments, Motion was approved and ordered by Council.*

## AGENDA

1. Council to consider the purchase of a new Tractor with accessories for the Public Works Department through State Contract #2420-01 in the amount of \$19,769.63 from Vaccari Enterprises, Inc. President Daugherty reminded Council that Representative Don Walko helped the Borough to obtain a \$15,000.00 Grant toward the purchase of the Tractor. Mr. Daugherty requested a letter of thanks be sent to Mr. Walko. *Motion to approve the purchase of a new Tractor with accessories was made by Mr. Schell and was seconded by Mr. Nowark. Motion was approved and ordered.*
2. Council to consider the purchase of a Billy Goat with Hose Kit for the Public Works Department from Penn Hills Rental in the amount of \$2,088.95. *Motion to approve the purchase of a Billy Goat with Hose Kit was made by Mr. Schell and was seconded by Mr. Aguglia. Motion was approved and ordered.*
3. Council to consider the purchase of Police Record Keeping Software (Visual Alert) for the West View Police Department in the amount of \$9,645.00 from Metro Technology Service, Inc. *Motion to approve the purchase of the Software was made by Mrs. Bernhard and was seconded by Mr. Schell. Motion was approved and ordered.*
4. Council to consider approving the Real Estate Tax Audit and sharing the cost of \$730.00 for the North Hills School District received from Hosack, Specht, Muetzel & Wood LLP. (The Borough's Share would be \$365.00) *Motion to approve the cost share of \$365.00 was made by Mr. Henry and was seconded by Mr. Koerts. Motion was approved and ordered.*
5. Council to consider the approval of the two-year Lease Agreement with Schorr Bakery Shop at 433 Perry Highway. The Rent for the Year 2006 would be \$4,867.50 and \$5,310.00 for the Year 2007. *Motion to approve the two-year Lease with Schorr Bakery Shop was made by Mr. Aguglia and was seconded by Mr. Koerts. Motion was approved and ordered.*
6. Council to consider advertising the Sale of two Police Cruisers, one being Car 64 (1998 Ford Crown Victoria) and Car 61 (1997 Ford Crown Victoria). *Motion to advertise the sale of the two Cruisers was made by Mr. Schell and was seconded by Mr. Henry. Motion was approved and ordered.*


## ADJOURNMENT

With no further Business to come before Council, President Daugherty thanked everyone for attending tonight's Meeting and requested a Motion for Adjournment. *Motion to Adjourn was made by Mr. Schell and was seconded by Mr. Aguglia. Motion was approved and ordered by Council and the Meeting adjourned at 7:35 p.m.*

APPROVED: March 8, 2006

BOROUGH OF WEST VIEW

BY:   
Kenneth J. Wolf  
Secretary/Manager

BY:   
Daniel M. Daugherty  
President of Town Council

## BOROUGH OF WEST VIEW

## REGULAR MEETING

MARCH 8, 2006

Minutes of the Regular Meeting of the Town Council of the Borough of West View, held Wednesday, March 8, 2006 in Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. The Meeting was called to order at 7:00 p.m. by President Daugherty, followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag.

Mr. Wolf conducted Roll Call. Members of Town Council present were: President Daniel Daugherty, Vice President Mary Bernhard, Members Joseph Nowark, Barry Schell, John Henry, John Koerts and William Aguglia. Also present were: Secretary/Manager Kenneth Wolf, Assistant Secretary Patricia Rapp, Police Chief Charles Holtgraver and Solicitor Fred Baxter. Mayor Richard Powell and Robert Zischkau from Glenn Engineering were not present. Five People were attending in the Audience.

*Motion to approve the Minutes of the Regular Meeting of Town Council on February 8, 2006 was made by Mr. Nowark and seconded by Mr. Aguglia. Motion was approved and ordered.*

*Motion to approve the payment of General Fund expenditures for Net Pay and Payroll Withholding in the amount of \$99,924.91 and payments to Vendors in the amount of \$68,346.27 was made by Mr. Nowark and seconded by Mr. Schell. Motion was approved and ordered.*

*Motion to approve the payment of Building Fund expenditures in the amount of \$16,965.33 was made by Mr. Nowark and seconded by Mr. Schell. Motion was approved and ordered.*

*Motion to approve the payment of Liquid Fuel expenditures in the amount of \$17,253.71 was made by Mr. Nowark and seconded by Mr. Koerts. Motion was approved and ordered.*

## REPORTS FROM THE OFFICERS

*Report from the Mayor - Richard E. Powell (Absent)*

In the Mayor's absence, President Daugherty read the Mayor's Report for the month of February 2006 as follows:

## Motor Vehicle Code Violations -

Parking Violations / Tickets	\$ 165.00
Vehicle Code Violations / Magistrate	\$ 518.61
Ordinance & Statue Violations / Magistrate	\$ 948.50
Allegheny County / DUI	\$ 0.00
State Shared / Vehicle Code	\$ 0.00
Total Receipts for February 2006	\$1,632.11

*Report from the Secretary/Manager - Kenneth J. Wolf*

Mr. Wolf had no Report for Council but advised he could address any Item under the Agenda if Council desired.

*Report from the Chief of Police - Charles M. Holtgraver*

Chief Holtgraver said the Police responded to 274 Complaints for the month of February 2006.

*Report from the Solicitor - Fred E. Baxter*

Mr. Baxter had two matters to discuss with Council, one being a matter of litigation for the Borough and the second being a matter of litigation regarding personnel. Mr. Baxter requested an Executive Session.

At 7:03 p.m. Council retired for an Executive Session.

At 7:16 p.m. the Meeting resumed.

Mr. Baxter requested a Motion from Council to continue an Appeal on the Girty's Run case. *Motion to continue the Appeal was made by Mr. Henry and seconded by Mr. Nowark. Motion was approved and ordered.*

*Report from Glenn Engineering - Robert E. Zischkau (Absent) - A Written report submitted to Council.*

#### REPORTS FROM THE COMMITTEES

*Finance Report - Joseph J. Nowark*

Wage Tax collection deposits for the month of February totaled \$98,773.79, less \$2,419.31 which were refunds to Individuals and Municipalities. The Borough's net proceeds were \$48,177.24. 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 \$25,500.00 matured on February 16<sup>th</sup> and it earned interest in the amount of \$90.54. We purchased a CD on February 16<sup>th</sup> in the amount of \$25,500.00 for 30 days to earn interest.

Our Liquid Fuel CD in the amount of \$48,500.00 matured on February 16<sup>th</sup> and it earned interest in the amount of \$172.20. We purchased a CD on February 16<sup>th</sup> in the amount of \$49,000.00 for 30 days to earn interest.

Our Building Fund CD in the amount of \$179,000.00 matured on February 16<sup>th</sup> and it earned interest in the amount of \$635.57. We purchased a CD on February 16<sup>th</sup> in the amount of \$180,000.00 for 30 days to earn interest.

Our General Fund CD in the amount of \$350,000.00 matured on February 16<sup>th</sup> and it earned interest in the amount of \$1,242.73. We purchased a CD on February 16<sup>th</sup> in the amount of \$250,000.00 for 30 days to earn interest.

*Property and Purchasing Report - William F. Aguglia*

Mr. Aguglia had no report for Council.

*Public Works Report - Barry G. Schell*

Mr. Schell said during February and March, the Road Crew had been patching potholes with cold patch. The Crew has been removing snow as needed and have finished painting the Borough offices. 1,500 Ton of Salt has been ordered for the 2005/2006 season and the Crew has been measuring streets to be considered for the 2006 Paving Program.

The Street Cleaning Program is scheduled to begin the end of April and Mr. Schell said the Road Crew had been repairing fences and guide rails damaged throughout the winter.

*Police and Public Safety Report - John R. Henry*

Mr. Henry reported on the resignation of Officer John Sweeney, who accepted employment elsewhere. Mr. Henry is continuing work on the revision of the outdated Civil Service Code Regulations. The Regulations must be brought up to today's standards. The current Civil Service Eligibility List expires mid-month and Mr. Henry would like to revise the Regulations before moving forward with establishing an Eligibility List.

Mr. Henry felt the Chief has done well with scheduling and has hired another Part Time Officer to control the overtime. The Borough has retained Legal Counsel, Attorney Vicki Beatty, specializing in Police matters to assist the Borough and Mr. Henry said a Public Safety Committee Meeting would be held within the next two or three weeks.

*Administrative/Budget Committee - John R. Henry*

Mr. Henry had no report for Council.

*Fire and Water Committee - John W. Koerts*

Mr. Koerts had no report for Council.

*Public Relations and Recreation Committee - Mary C. Bernhard*

Mrs. Bernhard said the Senior Citizen "Winter Blues" Party will be held Monday, April 24<sup>th</sup> at noon at the West View Firemen's Building. The cost for a Ticket for each West View Senior is \$10.00 and includes a Luncheon, entertainment and door prizes. Tickets will be sold through the Borough office, Monday through Friday, from 8:00 a.m. until 4:00 p.m.

The Summer Recreation Program will run from June 26<sup>th</sup> through August 11<sup>th</sup>, which is seven weeks. Applications are being accepted for College-aged Students interested in working the Program as Supervisors. The Committee will be making their Field allotments for the 2006 Bronx Field Season at a Meeting to be held Monday evening.

Mrs. Bernhard reported on the Crime Watch Meeting held Monday, March 6<sup>th</sup>. Allegheny County Deputy Jason Tarap was present, along with Officer Matt Holland, and both spoke to those



attending. Mrs. Bernhard stressed the importance of Residents watching the streets and watching out for neighbors. There were approximately 30 People in attendance at the Meeting. The next Crime Watch Meeting will be Monday, April 3<sup>rd</sup> at 7:00 p.m. at the Firemen's Building.

Mrs. Bernhard said Centennial items were still being sold and are offered for sale at West View Savings Bank, West View Floral Shoppe and at Isaly's Deli Shoppe. Mr. Tom Steiner will be presenting West View memorabilia to view at History Night at West View Elementary School on Thursday, March 23<sup>rd</sup> at 7:00 p.m. Everyone is invited to attend History Night and flyers have been sent home through the Schools with the Children to help promote good attendance at History Night. Mrs. Bernhard will take a lot of the pictures she collected while working on the Centennial booklet to History Night.

#### AUDIENCE

President Daugherty welcomed everyone to tonight's meeting on the behalf of Town Council. Council welcomes comments from any Borough Resident who would like to do so. All that we ask is that when addressing Council, these procedures be followed:

First, give your name and address and second, please make your comments to the point and within a reasonable time. In turn, if your comments require an answer, Council will try to provide an answer at this time.

If Council cannot provide an answer at this time, they will give the proper directions to help you get the information you are looking for.

And, I would like to advise you that Council is here to listen to comments and help when it is possible but, Council is not here to debate opinions.

Jim Barr from 200 Frankfort Avenue said he was not familiar with Mr. Steiner. Mrs. Bernhard said Mr. Tom Steiner is a West View Historian and has spoken at previous History Nights.

Mr. Barr wanted an update on the January 19<sup>th</sup> Special Meeting. President Daugherty said this was discussed at the February Meeting and a Police Officer's employment had been terminated. Mr. Barr wanted details and President Daugherty advised the matter was in litigation and no details would be discussed.

#### UNFINISHED BUSINESS

There was no unfinished business.

#### NEW BUSINESS

There was no new business.

#### AGENDA

1. Council to consider adopting Resolution #1323, which President Daugherty said would amend the current Plan already in place. *Motion to read Resolution #1323 was made by Mr. Henry and seconded by Mr. Schell. Motion was approved and ordered.* President

Daugherty read Resolution #1323, which is a Resolution adopting an Employees Deferred Compensation Plan. *Motion to adopt Resolution #1323 was made by Mr. Henry and seconded by Mr. Aguglia. Motion was approved and ordered.*

2. Council to consider approving the Insurance Proposal from MRM Property & Liability Trust through the HDH Group, Inc. in the total amount of \$69,777.00. *Motion to approve the Proposal was made by Mr. Nowark and seconded by Mr. Schell.*

Question on the Motion from President Daugherty to Mr. Wolf for any comments on the Proposal. Mr. Wolf said Proposal was not inclusive of terrorism coverage and, after comparing prices, felt the Proposal from MRM/HDH was fair. The cost has increased 4.4% or \$2,917 over 2005. With no further discussion, *Motion was approved and ordered.*

3. Council to consider appointing a Delegate and an Alternate Delegate to the MRM Workers' Compensation Pooled Trust. 2005's Delegate was Mary Bernhard and the Alternate Delegate was Joseph Nowark. *Motion to appoint Mrs. Bernhard as Delegate and Mr. Nowark as Alternate Delegate was made by Mr. Schell and seconded by Mr. Aguglia. Motion was approved and ordered.*
4. Council to consider appointing a Delegate and an Alternate Delegate to the MRM Property & Liability Trust. 2005's Delegate was John Henry and the Alternate Delegate was William Aguglia. *Motion to appoint Mr. Henry as Delegate and Mr. Aguglia as Alternate Delegate was made by Mr. Nowark and seconded by Mr. Koerts. Motion was approved and ordered.*
5. Council to consider a Joint Proposal from Ross Township for the milling and paving of Kenyon Avenue, from Amherst to the Quail Fire Station. The cost for the Borough's portion of the road work would be \$7,000.00. *Motion to approve the Proposal was made by Mr. Henry and was seconded by Mr. Aguglia.*

Question on the Motion from Mr. Nowark if the \$7,000 was the exact price of the Project. Mr. Wolf said the cost of the Project could vary, being dependant on the Bids, but, after consulting with the Engineer, felt \$7,000 was a fair price. With no further questions, *Motion was approved and ordered.*

6. Council to consider the purchase of a Pickup Truck, equipped with a Utility Spreader and a Snow Plow for the Public Works Department. Mr. Wolf said he had looked into piggybacking for the purchase, to no avail, and would like to place this purchase out for Bid. *Motion to advertise for Bids was made by Mr. Schell and was seconded by Mr. Nowark. Motion was approved and ordered.*

#### ANNOUNCEMENTS

There were no announcements.

## ADJOURNMENT

With no further Business to come before Council, President Daugherty thanked everyone for attending the Regular Meeting of Town Council. *Motion to adjourn was made by Mr. Schell and was seconded by Mr. Aguglia. Motion was approved and ordered by Council.*

The Meeting adjourned at 7:34 p.m.

APPROVED: April 12, 2006

BOROUGH OF WEST VIEW

BY: 

Kenneth J. Wolf  
Secretary/Manager

BY: 

Daniel M. Daugherty  
President of Town Council

## BOROUGH OF WET VIEW

## REGULAR MEETING

APRIL 12, 2006

Minutes of the Regular Meeting of the Town Council of the Borough of West View, held Wednesday, April 12, 2006 in Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. The Meeting was called to order at 7:00 p.m. by President Daugherty, followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag. There were four People in attendance in the Audience.

Mr. Wolf conducted Roll Call. Members of Town Council present were: President Daniel Daugherty, Vice President Mary Bernhard, and Members John Henry, Barry Schell, William Aguglia and John Koerts. Council Member Joseph Nowark was absent. Also present were: Mayor Richard Powell, Secretary/Manager Kenneth Wolf, Assistant Secretary Patricia Rapp, Solicitor Fred Baxter, Robert Zischkau from Glenn Engineering and Police Chief Charles Holtgraver.

*Motion to approve the Minutes of the Regular Meeting of Town Council on March 8, 2006 was made by Mr. Schell and seconded by Mr. Aguglia. Motion was approved and ordered.*

*Motion to approve the payment of General Fund expenditures for Net Pay and Payroll Withholding in the amount of \$88,219.07 and the payments to Vendors in the amount of \$138,512.93 was made by Mr. Henry and seconded by Mr. Schell. Motion was approved and ordered.*

*Motion to approve the payment of Building Fund expenditures in the amount of \$5,420.64 was made by Mrs. Bernhard and seconded by Mr. Schell. Motion was approved and ordered.*

*Motion to approve the payment of Liquid Fuel expenditures in the amount of \$11,003.68 was made by Mr. Koerts and seconded by Mrs. Bernhard. Motion was approved and ordered.*

## REPORTS FROM THE OFFICERS

*Report from the Mayor - Richard E. Powell*

The Mayor read his report for the month of March 2006 as follows:

## Motor Vehicle Code Violations -

Parking Violations / Tickets	\$ 310.00
Vehicle Code Violations / Magistrate	\$ 1,166.11
Ordinance & Statute Violations / Magistrate	\$ 993.60
Allegheny County / DUI	\$ 100.00
State Shared / Vehicle Code	\$ 0.00
Total Receipts for March 2006	\$2,569.71

Mayor Powell said the Police responded to 338 complaints and twenty-one vehicles were towed, with seventeen being removed by the Owners and four being removed by the Police.

*Report from the Secretary/Manager - Kenneth J. Wolf*

Mr. Wolf reported to Council regarding the 2004 / 2005 Audits. Council is to review the December 31, 2004 Audit for their consideration of acceptance at the May Meeting of Town Council. This Audit was received late due to meeting the requirements of GASB 34. The 2005 Audit has been filed with the DCED and has been advertised in the newspaper, however, we are still waiting for the Independent Auditor's Report.

Mr. Wolf advised Council regarding the Allegheny County Municipal Bus Tour scheduled for Thursday, May 4, 2006. Mr. Wolf said all Council Members are invited to attend. Mr. Wolf will pass information along to Council when it becomes available from the County and believes four Municipalities are on the Tour.

*Report from the Chief of Police - Charles M. Holtgraver*

Chief Holtgraver addressed Council on Agenda Item #4. Chief Holtgraver advised Council on the "Buckle Up PA" Program, which would reimburse State Grant money to the Borough for conducting three Traffic Details and would also allow money for a Traffic Blitz Program. Chief Holtgraver requested Council consider pursuing the "Buckle Up PA" Grant money.

*Report from the Solicitor - Fred E. Baxter*

Solicitor Baxter had no Report for Council.

*Report from Glenn Engineering - Robert E. Zischkau*

Mr. Zischkau had no Report for Council.

REPORTS FROM THE COMMITTEES

*Finance Report - Joseph J. Nowark (Absent)*

In Mr. Nowark's absence, President Daugherty read the Finance Report for March 2006 as follows:

Wage Tax collection deposits for the month of March totaled \$59,303.90, less \$3,237.15 which were refunds to Individuals and Municipalities. The Borough's net proceeds were \$28,033.38. 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 \$25,500.00 matured on March 18<sup>th</sup> and it earned interest in the amount of \$93.26. We purchased a CD on March 18<sup>th</sup> in the amount of \$25,500.00 for 30 days to earn interest.

Our Liquid Fuel CD in the amount of \$49,000.00 matured on March 18<sup>th</sup> and it earned interest in the amount of \$179.21. We purchased a CD on March 18<sup>th</sup> in the amount of \$49,000.00 for 30 days to earn interest.

Our Building Fund CD in the amount of \$180,000.00 matured on March 18<sup>th</sup> and it earned interest in the amount of \$658.35. We purchased a CD on March 18<sup>th</sup> in the amount of \$180,000.00 for 30 days to earn interest.



00028

Our General Fund CD in the amount of \$250,000.00 matured on March 18<sup>th</sup> and it earned interest in the amount of \$914.38. We purchased a CD on March 18<sup>th</sup> in the amount of \$100,000.00 for 30 days to earn interest.

*Property and Purchasing Report - William F. Aguglia*

Mr. Aguglia had no Report for Council.

*Public Works Report - Barry G. Schell*

Mr. Schell reported on the work the Public Works Department Crew has been doing, as they have been busy. They have been working on storm and sanitary sewers and catch basins. The Crew has also been maintaining traffic signs, repairing streets, installing and repairing fences and guide rails. They have been working on the Playgrounds and on Bronx Field. The Crew made repairs to the water service lines coming into the Borough Building.

Mr. Schell announced the beginning of the 2006 Street Sweeping Program, which is set to begin Tuesday, April 25, 2006.

*Police and Public Safety Report - John R. Henry*

Mr. Henry said work is continuing the revision of the Civil Service regulations. The first meeting was held last month and another meeting is going to be held the last week of April. Mr. Henry hopes to present a Draft Ordinance to Council for their consideration, after the Special Council and the Solicitor have reviewed the Draft Ordinance.

*Administrative/Budget Committee Report - John R. Henry*

Mr. Henry had no Report for Council.

*Fire and Water Report - John W. Koerts*

Mr. Koerts had no Report for Council.

*Public Relations and Recreation Report - Mary C. Bernhard*

Mrs. Bernhard reported on the April Crime Watch Meeting held at the Firemen's Building. Both an EMT and a Paramedic held a presentation to those attending. The next Meeting will be May 8<sup>th</sup> at 7:00 p.m. at the Firemen's Building. State Game Commission Conservation Representatives will present a Conservation Program, specifically directed to Children. Flyers will be sent to both Schools to encourage attendance at the Meeting. The Program is very informative and Mrs. Bernhard hopes more People will attend this Meeting.

The Senior Citizen "Winter Blues" Party will be held Monday, April 24, 2006 at Noon at the West View Firemen's Building. The Cost per Ticket is \$10.00. The North Hills High School Chorus Group will perform and a Luncheon will be served. Tickets are available at the Borough Office during Regular Business hours.

Mrs. Bernhard is planning the Summer Recreation Program. Forms will be going out to Children through the Schools and the Summer Program will run for seven weeks.

00029  
Mrs. Bernhard said History Night was held in March at West View Elementary School. Many People attended and brought along various items to share. This will be an Annual event held by the West View Chamber of Commerce and is a very enjoyable event.

West View Floral, Isaly's and West View Savings Bank have Centennial Items for sale, should anyone be interested in purchasing items.

#### Audience

President Daugherty welcomed everyone to tonight's meeting on the behalf of Town Council. Council welcomes comments from any Borough Resident who would like to do so. All that we ask is that when addressing Council, these procedures be followed:

First, give your name and address and second, please make your comments to the point and within a reasonable time. In turn, if your comments require an answer, Council will try to provide an answer at this time.

If Council cannot provide an answer at this time, they will give the proper directions to help you get the information you are looking for.

And, I would like to advise you that Council is here to listen to comments and help when it is possible but, Council is not here to debate opinions.

Jim Barr from 200 Frankfort Avenue asked for any updates on Girty's Run. President Daugherty said no. Mr. Barr asked "we're still re-appealing that though?" President Daugherty said yes, with the Supreme Court. Mr. Barr said the Borough is taking Bids for the paving, is that all the paving for the year? He feels Center Avenue between the EMS building and Frankfort Avenue needs re-paved. President Daugherty said the streets on the 2006 Paving Program are priority order recommendations made by the Engineer and the Public Works Committee. Mr. Daugherty said yes, the Bids are for the 2006 Paving Program. Mr. Barr feels Center Avenue is the main artery of the Borough and President Daugherty said so noted.

Mr. Barr asked was there any Real Estate taxes collected in March. Mr. Wolf said there was nothing, as they have already been turned over to the Lien List.

Mr. Barr said Agenda Item #7 looks like an increase in fees. President Daugherty said it is not an increase in fees and explained Item #7 addressed a Sewage Ordinance. President Daugherty said the proposed Ordinance would address delinquencies and Tenants skipping out on money due by making Property Owners directly responsible for Sewage bills. Mr. Barr said he didn't know but, he had a strong scent of cigarette smoke when he came in the Building tonight and was somebody smoking in the building? President Daugherty said he could not tell him, as he did not know.

#### Unfinished Business

There was no unfinished business.

#### New Business

There was no new business.

## Agenda

1. Council to discuss the Bid received from Woltz & Wind Ford, Inc. for the purchase of a new 2006 Pickup Truck, equipped with a Utility Spreader and a Snow Plow for the Public Works Department. Mr. Wolf said the Borough had tried to use the SHACOG for the purchase of a Truck, but with no luck. The Borough received one Bid from Woltz & Wind Ford, however the Bid received had discrepancies, as the Bid was for a 2007 Truck and the Spreader specifications had discrepancies. Mr. Wolf recommends rejecting the Bid from Woltz & Wind and requested permission to advertise a new Bid for a 2007 Pickup Truck, equipped with a Utility Spreader and a Snow Plow. *Motion was made by Mr. Schell and was seconded by Mr. Koerts. Motion was approved and ordered.*
2. Council to consider approving or opposing Legislation, which is Senate Bill 606 (04/06/05), that would amend the State Employee's Retirement System to the Government Employee's Retirement System (Statewide Police Pension). President Daugherty said there is not enough information available to Council to discuss this matter. President Daugherty said the current Police Pension Fund is in good shape and recommending referring this Legislation onto the Police Pension Board to review. *Motion was made by Mr. Henry and seconded by Mr. Schell. Motion was approved and ordered.*
3. Council to discuss the results of the Paving Bid opened on Tuesday, April 11, 2006. Both Mr. Wolf and Mr. Zischkau reviewed the Bids received and recommended Council consider tabling this matter until the next Meeting until Council has time to prioritize the paving list. Potentially sixteen Streets were being considered for paving. It was explained to the Bidders that the Borough was Bidding for more streets than the Borough had money for and the paving street list could change. The Bids are good for sixty days and Mr. Zischkau recommends the Low Bidder be awarded the Contract when the list of streets is decided. *Motion to table the Bids until the May Meeting of Council was made by Mr. Schell and seconded by Mr. Aguglia.*

Question on the Motion from Mr. Henry on the amount of money budgeted for Paving. Mr. Wolf said \$224,000.00 was budgeted for paving, but recommends spending \$200,000.00 for the 2006 Paving Program. Paving is to be done on Glenmore with Grant money and on Kenyon, where the Borough will be splitting costs with Ross Township. The Bid for the Glenmore Project will be in before the May Meeting so Council will know the cost of this Project before deciding on the 2006 Paving Program. With no further questions, *Motion was approved and ordered.*

4. Council to consider participating for some Grant Funding in "Buckle Up PA." This Project consists of enforcement details three times a year to help educate and enforce seat belt laws in Pennsylvania. Chief Holtgraver explained that since seat belt violations are a secondary offense, the Police would run traffic details to enforce the speed laws throughout the Borough and then cite for seat belt violations. These violations would be recorded and provided to the State. The Borough would receive approximately \$4,500.00 from the State. *Motion made by Mr. Henry to apply for the Grant was seconded by Mr. Aguglia. Motion was approved and ordered.*
5. Council to consider granting Three Rivers Wet Weather permission to release Municipal owned GIS data to ALCOSAN. Mr. Zischkau explained that, as part of the Consent Order, the Borough had prepared mapping information. Three Rivers needs the Borough's permission to release the information and Mr. Zischkau recommends Council consider permitting Three Rivers to do

so. *Motion to approve the request was made by Mr. Henry and seconded by Mr. Schell.* 00031  
*Motion was approved and ordered.*

6. Council to consider approving the recommendation from the Planning Commission regarding Mr. Robert Kaule's Site Plan Approval for Center Avenue. President Daugherty read the letter received from the Planning Commission recommending approval, with the following three conditions: that the Block be a colored split face block on all sides that are exposed above the ground, similar to Eckerd, that the trees along the property line of Mrs. Cooke on Ridgewood Avenue be left in place for a buffer and that the attic not be used or converted for an office or apartment. *Motion to approve the recommendation was made by Mr. Henry and was seconded by Mr. Schell.*

Mr. Kaule was in attendance and for clarification on the colored split face block. President Daugherty clarified this matter for Mr. Kaule and, with no further discussion, *Motion was approved and ordered by Council.*

7. Council to consider approving the investigation into a Sewage Ordinance. The Ordinance would make Property Owners responsible for the sewage payments for the dwelling. *Motion to approve was made by Mrs. Bernhard and was 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 Happy Easter. *Motion to adjourn was made by Mr. Henry and was seconded by Mr. Koerts. Motion approved and ordered.* The Meeting adjourned at 7:29 p.m.

APPROVED: May 10, 2006

BOROUGH OF WEST VIEW

BY: 

Kenneth J. Wolf, Secretary/Manager

BY: 

Daniel M. Daugherty, President  
Town Council

## BOROUGH OF WEST VIEW

## REGULAR MEETING

MAY 10, 2006

Minutes of the Regular Meeting of the Town Council of the Borough of West View held Wednesday, May 10, 2006 in Council Chambers at 441 Perry Highway, Pittsburgh, PA, 15229. President Daniel Daugherty called the Meeting to order at 7:00 p.m., followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag. Six People were attending in the Audience.

Mr. Wolf conducted Roll Call. Members of Town Council present were: President Daniel Daugherty, Vice President Mary Bernhard, Member Joseph Nowark, Member Barry Schell, Member John Koerts and Member William Aguglia. Also in attendance were: Mayor Richard E. Powell, Secretary/Manager Kenneth Wolf, Assistant Secretary Patricia Rapp, Chief of Police Charles Holtgraver, Solicitor Fred Baxter and Robert Zischkau from Glenn Engineering. Council Member John Henry was absent.

*Motion to approve the Minutes of the Regular Meeting of Town Council on April 12, 2006 was made by Mr. Schell and was seconded by Mr. Koerts. Motion was approved and ordered.*

*Motion to approve the payment of General Fund expenditures for Net Pay and Payroll withholding in the amount of \$90,310.09 and payments to Vendors in the amount of \$107,115.26 was made by Mr. Schell and was seconded by Mr. Aguglia. Motion was approved and ordered.*

*Motion to approve the payment of Building Fund expenditures in the amount of \$4,443.52 was made by Mr. Aguglia and was seconded by Mr. Koerts. Motion was approved and ordered.*

*Motion to approve the payment of Liquid Fuel expenditures in the amount of \$4,629.66 was made by Mr. Koerts and was seconded by Mr. Nowark. Motion was approved and ordered.*

## REPORTS FROM THE OFFICERS

*Report from the Mayor - Mayor Richard E. Powell*

The Mayor read his report for the month of April 2006 as follows:

## Motor Vehicle Code Violations -

Parking Violations / Tickets	\$ 170.00
Vehicle Code Violations / Magistrate	\$ 1,278.16
Ordinance & Statute Violations / Magistrate	\$2,004.02
Allegheny County / DUI	\$ 170.00
State Shared / Vehicle Code	\$ 0.00
Total Receipts for April 2006	\$ 3,622.18



The Mayor reported on Police responses as follows:

00033

	April 2006	Year to Date 2006
Alarms	25	71
Animal Complaints	16	44
Criminal Mischief	14	40
Disturbance Calls	36	91
Intoxicated Persons	2	13
Missing Persons/Runaway	2	4
Service Calls	24	122
Suspicious Persons	22	85
Traffic	26	83
Accidents	9	(One reportable and eight non-reportable)
Parking Tickets	166	(Police issued 166 - Special Police 0)
Non-Traffic Citations	7	(Includes Borough Ordinance) 40
Traffic Citations	63	212
Total Citations	73	273

*Report from the Secretary/Manager - Kenneth J. Wolf*

Mr. Wolf reported to Council regarding Legislation that may significantly affect the Borough's Cable Franchise fees. Legislation is pending which could reduce the amount the Borough collects, which is approximately one-third Mill. Mr. Wolf recommends Council consider sending a letter to the North Hills Council of Governments and to the Allegheny League of Municipalities opposing a reduction in Franchise fees. Last year, the Borough received \$85,717.71 in Franchise Fees.

Mr. Daugherty said letters to the NHCOC, to the League and to the Borough's Association should be sent and this would be considered by Council as an addition to the Agenda as Item #9.

*Report from the Chief of Police - Charles M. Holtgraver*

Chief Holtgraver said the Street Sweeping Program had begun and many Residents are still not moving their vehicles. The Police issued 151 parking tickets within 4 days during the first week.

Chief Holtgraver, Ross Township's Chief Freedman, West View Council and Ross Township Commissioners have been working together to bring the West View and Ross Township Police Departments together on a common radio frequency. Before using Northwest Regional, Ross and West View shared the same frequency for more than 20 years. Both Allegheny County and the Ross Township Commissioners have approved the shared frequency and the Chief is waiting for costs pertaining to all aspects of maintaining the shared frequency. The Chief should have the figures for Council to consider at the next Meeting.

*Report from the Solicitor - Fred E. Baxter*

Mr. Baxter had no report for Council.

*Report from Glenn Engineering - Robert E. Zischkau*

Mr. Zischkau said there are two items regarding paving under the Agenda to be considered by Council.

*Finance Report - Joseph J. Nowark*

Wage Tax collection deposits for the month of April totaled \$334,368.12, less \$5,776.51 which were refunds to Individuals and Municipalities. The Borough's net proceeds were \$164,295.81. 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 \$25,500.00 matured on April 17<sup>th</sup> and it earned interest in the amount of \$98.08. We purchased a CD on April 17<sup>th</sup> in the amount of \$25,500.00 for 30 days to earn interest.

Our Liquid Fuel CD in the amount of \$49,000.00 matured on April 17<sup>th</sup> and it earned interest in the amount of \$188.48. We purchased a CD on April 17<sup>th</sup> in the amount of \$49,000.00 for 30 days to earn interest. We received our 2006 Liquid Fuel entitlement on April 22<sup>nd</sup>, in the amount of \$123,911.45.

Our Building Fund CD in the amount of \$180,000.00 matured on April 17<sup>th</sup> and it earned interest in the amount of \$692.38. We purchased a CD on April 17<sup>th</sup> in the amount of \$181,000.00 for 30 days to earn interest.

Our General Fund CD in the amount of \$100,000.00 matured on April 17<sup>th</sup> and it earned interest in the amount of \$384.65. We purchased a CD on April 17<sup>th</sup> in the amount of \$25,000.00 for 30 days to earn interest.

*Property and Purchasing Report - William F. Aguglia*

Mr. Aguglia had no report for Council.

*Public Works Report - Barry G. Schell*

Mr. Schell said the Public Works Department had been patching potholes, rebuilding basins and storm sewers. The Crew has been working with Robinson Pipe Cleaning, cleaning basins and flushing out sewer lines.

The Street Cleaning Program is in full strength and the Crew has also been maintaining traffic signals. The Public Works has been maintaining the Playgrounds and Bronx Field. The Crew has been busy cutting grass throughout the Borough and will soon begin service on the water lines to the Borough Building.

*Police and Public Safety Report - John R. Henry (Absent)**Administrative/Budget Committee Report - John R. Henry (Absent)**Fire and Water Report - John W. Koerts*

Mr. Koerts had no report for Council.

*Public Relations and Recreation Report - Mary C. Bernhard*

Mrs. Bernhard said the Crime Watch Meeting was held Monday, May 8<sup>th</sup> and Western Pennsylvania Game Commission Officer Gary Fujak presented a wonderful and informative program about wildlife in Pennsylvania. The next Crime Watch Meeting will be held in September, with no Meeting scheduled for

the Summer Months. The Recreation Committee held the Senior Citizen "Winter Blues" Party at the 00335 Firemen's Building and 55 West View Seniors attended. They had a Luncheon and the entertainment was the North Hills Choral Group and Seniors won door prizes and each took home a live plant. Mrs. Bernhard received many thank you notes from Seniors that attended the Party.

The Summer Recreation Program will be shortened this year since the North Hills School District has said the School cannot be used in August. Though Recreation only uses the Gymnasium, the School District said they would be cleaning the School during August.

Mrs. Bernhard said the Program would run for six weeks, from June 19<sup>th</sup> through July 28<sup>th</sup> and forms to sign up will be going out to the Schools next week. The Program will run Monday through Friday, from 9 a.m. until 3 p.m.

Mrs. Bernhard said they had been going over the rules and regulations for the Civil Service Commission. The Committee has been working hard to reconstruct the rules and regulations and they will forward this onto the Attorneys to make sure it is correct. The rules and regulations should be ready by the next Meeting for Council's considered approval.

#### AUDIENCE

President Daugherty welcomed everyone to tonight's meeting on the behalf of Town Council. Council welcomes comments from any Borough Resident who would like to do so. All that we ask is that when addressing Council, these procedures be followed:

First, give your name and address and second, please make your comments to the point and within a reasonable time. In turn, if your comments require an answer, Council will try to provide an answer at this time.

If Council cannot provide an answer at this time, they will give the proper directions to help you get the information you are looking for.

And, I would like to advise you that Council is here to listen to comments and help when it is possible but, Council is not here to debate opinions.

Jim Barr from 200 Frankfort Avenue questioned Item #5 on the Agenda, asking the Three Rivers Wet Weather Demonstration Program, is that going to be some requirements, what exactly is that?

President Daugherty said this was Intergovernmental cooperation and had Mr. Zischkau explain that Three Rivers Wet Weather will submit the Final Flow Monitoring Plan for the Borough upon Council's approval. Mr. Zischkau said the Municipalities involved in the Consent Orders have been working together for the past year and one-half on a Regional Flow Monitoring Plan that is required under the Order. Submittal of the Plan will save the Municipalities countless dollars by doing this as a Regional Plan, rather than individually. At each stage of the submission, Three Rivers has asked for permission of each Municipality to submit the Plan on their behalf. Two preliminary submissions have been made to date, one to the DEP and one to Alcosan. The final plan submission is due June 1, 2006. Mr. Zischkau recommends Council approve this Plan.

Mr. Barr asked if there would be any Borough obligation, is it a written plan? Mr. Zischkau said Alcosan would take the Plan and actually, Alcosan will implement the Flow Monitoring Program. Alcosan will finance this through User Fees to Individual Residents rather than having the Borough or any of the Municipalities pay the costs. Alcosan will spread the approximate Twelve to Fifteen Million Dollar costs

90530 out among all of the Rate payers. No Municipality will pay for this out of their tax base.

Mr. Barr asked if Alcosan will collect the cost for that? President Daugherty said yes. Mr. Barr asked if compliance will hinder our development in any way? President Daugherty said no. Mr. Barr asked for an update on the Girty's Run Litigation. President Daugherty said nothing had come back yet.

#### UNFINISHED BUSINESS

There was no Unfinished Business.

#### NEW BUSINESS

There was no New Business.

#### AGENDA

1. Council to discuss the results of the 2006 Paving Program Bid, tabled by Council at the April 12<sup>th</sup> Meeting. Mr. Wolf said Council had two Options to consider. Mr. Wolf recommends Council consider approving Option #1 at a cost of \$223,435.00. Option #1 would pave the following streets: Montclair Avenue (Highland to Jamaica), Chalfonte Avenue (Bellevue to Ashford), Chalfonte Avenue (Jamaica to Montclair), Highland Avenue (Perry to Bellevue), Princeton Avenue (Center to Cornell), Princeton Avenue (Center to Stanford), Jamaica Avenue (Highland to Chalfonte), Center Avenue (Eastbound Perry to past Waverly), Lansing Avenue (Hawthorne to Sciotta), State Alley (Hawthorne to Spruce), and Spruce Alley (Lansing to End).

*Motion to approve Option #1 was made by Mr. Schell and was seconded by Mr. Nowark. Mr. Schell added that he had toured the Streets and feels Option #1 would be the best Option. With no further discussion, Motion was approved and ordered.* President Daugherty asked when the paving would begin. Mr. Zischkau and Mr. Wolf are considering beginning the Paving Program in late June.

2. Council to consider an appointment to the Police and General Pension Retirement Board, for a four-year term, through April 13, 2010. Mr. John Koerts is currently serving in this position. *Motion to appoint Mr. Koerts was made by Mr. Nowark and was seconded by Mr. Aguglia. Motion approved and ordered by Council.*
3. Council to consider the Bids received through the North Hills Council of Governments on April 18, 2006 for the Reconstruction Project on Glenmore Avenue. Victor Paving & Construction is the apparent Low Bidder for a total of \$43,670.00. (\$19,450 from Grant and the Borough's share being \$24,220) *Motion to approve the Project was made by Mr. Schell and was seconded by Mr. Nowark. Motion approved and ordered.*
4. Council to consider accepting the 2004 Audit. *Motion to accept the 2004 Audit was made by Mr. Nowark and was seconded by Mr. Aguglia. Motion approved and ordered.*
5. Council to consider having the Final Flow Monitoring Plan submitted by Three Rivers Wet Weather Demonstration Program. *Motion to approve was made by Mr. Schell and was seconded by Mr. Aguglia. Motion approved and ordered.*
6. Council to consider the Bids received on Monday, May 8, 2006, for the purchase of a 2007 Pickup Truck with Utility Spreader and Snow Plow. Since no Bids were received, Solicitor Baxter will advise



Mr. Wolf on receiving three Quotes for the purchase.

00037

7. Council to consider the execution of agreement for Road Salt for 2006-2007 Winter Season. This is the 3<sup>rd</sup> Year of a Contract through the North Hills Council of Governments for a price of \$38.63 per Ton. *Motion to approve the Agreement was made by Mr. Schell and was seconded by Mr. Aguglia. Motion approved and ordered.*
8. Council to consider approving a recommendation from the Planning Commission regarding the Development of the Property located on West View Park Drive in order to construct a two-bay self serve and a two-bay auto car wash. Letter and Minutes were supplied to Council at the Meeting.

President Daugherty said this matter had previously been recommended and approved by the Zoning Hearing Board and read the letter of recommendation from the Planning Commission. The Planning Commission approved the Plan with the following conditions: 1) That the Buildings will be brick and a harmonious color as had been presented and 2) Even though it was presented and testified that the dryer should not violate the Borough's Noise Ordinance, if this did become an issue then something would need to be done to rectify the matter, and, as discussed, an option would be to program the doors to close during car washing operation to comply with the Noise Ordinance.

*Motion to approve the recommendation from the Planning Commission was made by Mr. Schell and was seconded by Mr. Aguglia. Motion approved and ordered.* President Daugherty asked Mr. Todorovich when the Car Wash would be opening and he said they planned to open in September. President Daugherty wished Mr. Todorovich good luck with his new business.

9. Council to consider an addition to the Agenda by sending letters to oppose Legislation that would reduce or eliminate receiving the Borough's Cable Franchise Fees. *Motion to approve was made by Mr. Nowark and was seconded by Mr. Koerts. Motion was approved and ordered.*

#### ADJOURNMENT

With no further Business to be considered by Council, President Daugherty accepted a *Motion for Adjournment, which was made by Mrs. Bernhard and was seconded by Mr. Aguglia. Motion to Adjourn was approved and ordered.* President Daugherty thanked everyone for attending and the Meeting Adjourned at 7:28 p.m.

APPROVED: June 14 2006

BOROUGH OF WEST VIEW

BY: [Signature]

Kenneth J. Wolf  
Secretary/Manager

BY: [Signature]

Daniel M. Daugherty  
President of Town Council



00038

BOROUGH OF WEST VIEW

REGULAR MEETING

JUNE 14, 2006

Minutes of the Regular Meeting of Town Council held Wednesday, June 14, 2006 in Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. President Daniel M. Daugherty called the Meeting to Order at 7:00 p.m., followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag. Two people were attending in the Audience.

Roll Call was conducted by Mr. Wolf. Council Members present were: President Daniel Daugherty, Vice President Mary Bernhard, Members Joseph Nowark, Barry Schell, John Henry, John Koerts and William Aguglia. Also attending were: Mayor Richard Powell, Secretary/Manager Kenneth Wolf, Assistant Secretary Patricia Rapp and Police Chief Charles Holtgraver. Solicitor Fred Baxter and Robert Zischkau from Glenn Engineering were absent.

*Motion to approve the Minutes of the Regular Meeting of Town Council on May 10, 2006 was made by Mr. Schell and was seconded by Mrs. Bernhard. Motion was approved and ordered.*

*Motion to approve the payment of General Fund expenditures for net pay and payroll withholding in the amount of \$90,862.99 and payments to vendors in the amount of \$129,898.29 was made by Mr. Nowark and was seconded by Mr. Aguglia. Motion was approved and ordered.*

*Motion to approve the payment of Building Fund expenditures in the amount of \$9,583.08 was made by Mr. Nowark and was seconded by Mr. Koerts. Motion was approved and ordered.*

*Motion to approve the payment of Liquid Fuel expenditures in the amount of \$4,629.66 was made by Mr. Nowark and was seconded by Mr. Koerts. Motion was approved and ordered.*

President Daugherty said that Mr. Henry had to catch a flight and asked Mr. Henry to give his Police and Public Safety Report so he could leave for the Airport.

Police and Public Safety Report - John R. Henry

Mr. Henry submitted a recommendation from the Police and Public Safety Committee on the updated Civil Service Rules and Regulations that Council has been provided with, for their review. The Committee has attended Seminars and been advised by the Solicitor and Special Counsel to properly update the Rules and Regulations, which were out of date. President Daugherty said the amendment of the Rules and Regulations would need to be advertised to be considered by Council as an Ordinance at the next Meeting of Town Council. This would be added onto tonight's Agenda. Mr. Henry left the Meeting at 7:05 p.m.

REPORTS FROM THE OFFICERS

Report from the Mayor - Richard E. Powell

The Mayor read his report for the month of May 2006 as follows:

00039  
PAC

Motor Vehicle Code Violations -

Parking Violations / Tickets	\$ 1,285.00
Vehicle Code Violations / Magistrate	\$ 482.71
Ordinance & Statue Violations / Magistrate	\$ 1,359.01
Allegheny County / DUI	\$ 0.00
State Shared / Vehicle Code	\$ 0.00
Total Receipts for May 2006	\$ 3,126.72

The Mayor reported on the following West View Police complaints for May 2006:

		YTD
Alarms	11	82
Animal Complaints	17	61
Assault	4	13
Assist other Depts.	10	63
Criminal Mischief	14	54
Disturbance Calls	37	128
Domestic	18	67
Harassment	3	20
Intoxicated Persons	3	16
Missing Person/Runaway	2	6
Parking Complaint	15	51
Service Calls	25	147
Stolen Recovered Car	1	3
Suspicious Persons	25	110
Drunk Drivers	3	11

Report from the Secretary/Manager - Kenneth J. Wolf

Mr. Wolf had no report.

Report from the Chief of Police - Charles M. Holtgraver

The Chief said 24 abandoned vehicles had been removed from the Streets and 8 are pending removal. The Police answered 408 calls this month. The Chief reported on the meeting he and Mr. Daugherty attended with Ross Township's Police Chief and Commissioner Mazur, where they discussed Ross Township and West View sharing the same Police Radio frequency, as they had in the past. The paperwork will be provided to Council in the future.

The Chief said there have been 425 Street Sweeping Tickets issued since the program began in April. Residents are still not moving their vehicles for the Street Sweeper.

Report from the Solicitor - Fred E. Baxter (Absent)

Report from Glenn Engineering - Robert E. Zischkau (Absent)

00040  
PM

## REPORTS FROM THE COMMITTEES

### Finance Report - Joseph J. Nowark

Wage Tax collection deposits for the month of May totaled \$118,557.10, less \$2,183.37 which were refunds to Individuals and Municipalities. The Borough's net proceeds were \$58,186.87. 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 \$25,500.00 matured on May 17<sup>th</sup> and it earned interest in the amount of \$102.27. We purchased a CD on May 17<sup>th</sup> in the amount of \$25,500.00 for 30 days to earn interest.

Our Liquid Fuel CD in the amount of \$49,000.00 matured on May 17<sup>th</sup> and it earned interest in the amount of \$193.31. We purchased a CD on May 17<sup>th</sup> in the amount of \$173,500.00 for 30 days to earn interest.

Our Building Fund CD in the amount of \$181,000.00 matured on May 17<sup>th</sup> and it earned interest in the amount of \$714.08. We purchased a CD on May 17<sup>th</sup> in the amount of \$182,000.00 for 30 days to earn interest.

Our General Fund CD in the amount of \$25,000.00 matured on May 17<sup>th</sup> and it earned interest in the amount of \$98.63. We purchased a CD on May 17<sup>th</sup> in the amount of \$25,000.00 for 30 days to earn interest.

### Property and Purchasing Report - William F. Aguglia

Mr. Aguglia recommended Council consider approving two items under the Agenda. Agenda Item 2 is the consideration of the purchase of a new 2007 4-wheel drive (dual rear wheel) Pickup Truck equipped with a new utility spreader and a new snow plow. Woltz & Wind Ford submitted the only Proposal in the total amount of \$33,943.00.

Agenda Item 3 is the consideration of the purchase from Joe's Awning Services in order to replace the existing awning on the Borough Building in the amount of \$2,600.00 and for the installation of a new awning for 457 Perry Highway in the amount of \$1,200.00.

### Public Works Report - Barry G. Schell

Mr. Schell reported on the work the Road Crew has been doing throughout the Borough. The Crew has been patching roads, doing equipment maintenance, doing storm and sanitary sewer work, pipe flushing and baiting and treating for West Nile. The Crew has been street cleaning, maintaining signs, cutting grass and painting lines. They put the Flags up along Perry Highway in honor of Flag Day for the VFW.

On June 19<sup>th</sup>, Jake Beley will be hired for the summer to work along with the Road Crew.

### Administrative/Budget Committee Report - John R. Henry (Left Meeting at 7:05 p.m.)

### Fire and Water Report - John W. Koerts

Mr. Koerts reported the West View Volunteer Fire Department will hold their Centennial Celebration the week of June 19 through June 24 with a Carnival at Bronx Field. There will be a Parade on Center Avenue between Ashford to Bronx on Saturday, June 24 at 3:00 p.m.

The Firemen have a Centennial Booklet for sale at the cost of \$5.00 per book. Books are for sale at the Borough Office. 00941

#### Public Relations and Recreation Report - Mary C. Bernhard

Mrs. Bernhard reported on the Summer Recreation Program, which will begin on Monday, June 19. The Program will run from 9:00 a.m. until 3:00 p.m. Monday through Friday and will run through July 28<sup>th</sup>, which is a six-week Program.

The Committee is planning the Senior Trip for October. Mrs. Bernhard said the Bike Safety Day at the VFW was a failure this year. Mrs. Bernhard felt it was due to poor advertisement and plans to get the word out for next year are in the making.

The next Crime Watch Meeting will be on Monday, September 11, 2006, as they are taking the Summer months off. Mrs. Bernhard said Centennial Books for the Borough are still on sale for \$10.00 each.

#### AUDIENCE

President Daugherty welcomed everyone to tonight's meeting on the behalf of Town Council. Council welcomes comments from any Borough Resident who would like to do so. All that we ask is that when addressing Council, these procedures be followed:

First, give your name and address and second, please make your comments to the point and within a reasonable time. In turn, if your comments require an answer, Council will try to provide an answer at this time.

If Council cannot provide an answer at this time, they will give the proper directions to help you get the information you are looking for.

And, I would like to advise you that Council is here to listen to comments and help when it is possible but, Council is not here to debate opinions.

There was no Audience participation.

#### Unfinished Business

There was no unfinished business.

#### New Business

There was no new business.

#### AGENDA

1. Council to consider an appointment to the Planning Commission for a four-year term, through May 31, 2010. Mr. Robert Malone is currently serving in this position. *Motion to appoint Mr. Malone was made by Mrs. Bernhard and was seconded by Mr. Schell. Motion approved and ordered.*

00042 Council to consider the purchase of a new 2007 4-wheel drive (dual rear wheel) Pickup Truck equipped with a new utility spreader and a new snow plow. One proposal was received for the total amount of \$33,943.00 from Woltz & Wind Ford. *Motion to approve the purchase was made by Mr. Schell and was seconded by Mr. Aguglia. Motion approved and ordered.*

3. Council to consider the Proposals received from Joe's Awning Services in order to replace the existing awning on the Borough Building in the amount of \$2,600.00 and for the installation of a new awning for 457 Perry Highway in the amount of \$1,200.00. *Motion to approve the purchase was made by Mr. Koerts and was seconded by Mr. Aguglia. Motion approved and ordered.*
4. Council to consider approving the Mutual Aid Agreement with 19 other Municipalities through the North Hills Council of Governments. *Motion to approve the Agreement was made by Mr. Schell and was seconded by Mr. Nowark. Motion approved and ordered.*
5. Council to consider the rate of \$7.00 per hour for compensation for the Summer Help. (Recreation and Public Works) *Motion to approve the compensation rate of \$7.00 per hour was made by Mr. Schell and was seconded by Mr. Aguglia. Motion approved and ordered.*
6. Council to consider the resignation of Dennis Watson from the Civil Service Commission, effective immediately. The remainder of Mr. Watson's term is through August 1, 2009. Mr. Daugherty read the letter of resignation from Mr. Watson. *Motion to accept the letter of resignation from Dennis Watson was made by Mr. Nowark and was seconded by Mr. Aguglia. Motion was approved and ordered, with Council's regrets.*
7. Council to consider an appointment to the Civil Service Commission for the remainder of the term of Mr. Dennis Watson, through August 1, 2009. *Motion was made by Mr. Nowark to appoint Mr. Raymond La Porte of 120 Hidden Valley Drive to the Civil Service Commission and the Motion was seconded by Mr. Schell.*

Mr. Nowark said Mr. La Porte has been very involved in the Community and served as President of the North Hills School District. With no further discussion, *Motion was approved and ordered.*

8. Council to consider advertising an Ordinance for consideration at the July 12, 2006 Meeting to amend the Civil Service Rules and Regulations. *Motion was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.*

#### Announcements

Mr. Daugherty said Mr. Nowark had brought an Article that had run in the newspaper to his attention. It was written by Major Phillip R. Lenz who is serving in the Iraq Air Assault with the 101<sup>st</sup> Airborne Division.

President Daugherty read a portion of the Article, which expressed Major Lenz's fond memories of the Memorial Day Parade that is held in West View annually by the VFW Post #2754 and his feelings of pride for Veterans while watching the Parade. Major Lenz expressed his opinion of what Memorial Day is all about to him in the Article and told of his love for his Country.

President Daugherty said that Major Lenz is the son of Phil and Linda Lenz who not only lived in West View, but had a business here. Major Lenz is married to Janet Ann Wiegand, daughter of Gary and Janet Wiegand, who reside in West View. President Daugherty requested a letter be sent to Mr. and Mrs. Wiegand, along with a copy of the Article, for their reference.



Adjournment

00043

With no further Business to come before Council, President Daugherty thanked everyone for attending the Meeting and requested a Motion for Adjournment. *Motion to adjourn was made by Mr. Aguglia and was seconded by Mr. Koerts. Motion was approved and ordered by Council.*

The Meeting adjourned at 7:27 p.m.

APPROVED: July 12, 2006

BOROUGH OF WEST VIEW

BY: KJ Wolf  
Kenneth J. Wolf, Secretary/Manager

BY: Daniel M. Daugherty  
Daniel M. Daugherty, President  
Town Council

## BOROUGH OF WEST VIEW

## REGULAR MEETING

JULY 12, 2006

Minutes of the Regular Meeting of the Town Council of the Borough of West View held Wednesday, July 12, 2006 in Council Chambers at 441 Perry Highway, Pittsburgh, PA, 15229. President Daniel M. Daugherty called the Meeting to Order at 7:00 p.m., followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag.

Mr. Wolf conducted Roll Call. Council Members present were: President Daniel Daugherty, Vice President Mary Bernhard, Members Joseph Nowark, John Henry, Barry Schell, William Aguglia and John Koerts. Also attending were: Mayor Richard Powell, Secretary/Manager Kenneth Wolf, Assistant Secretary Patricia Rapp, Solicitor Fred Baxter, Robert Zischkau from Glenn Engineering and Chief of Police Charles Holtgraver. Four People were attending in the Audience.

*Motion to approve the Minutes of the Regular Meeting of Town Council held on June 14, 2006 was made by Mr. Schell and was seconded by Mr. Aguglia. Motion was approved and ordered.*

*Motion to approve the payment of General Fund expenditures for net pay and payroll withholding in the amount of \$95,036.29 and payments to vendors in the amount of \$199,649.07 was made by Mr. Nowark and was seconded by Mrs. Bernhard. Motion was approved and ordered.*

*Motion to approve the payment of Building Fund expenditures in the amount of \$2,717.92 was made by Mr. Koerts and was seconded by Mr. Schell. Motion was approved and ordered.*

*Motion to approve the payment of Liquid Fuel expenditures in the amount of \$4,629.66 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.*

## REPORTS FROM THE OFFICERS

*Report from the Mayor - Mayor Richard E. Powell*

The Mayor read his report for the month of June 2006 as follows:

## Motor Vehicle Code Violations -

Parking Violations / Tickets	\$ 920.00
Vehicle Code Violations / Magistrate	\$ 705.45
Ordinance & Statute Violations / Magistrate	\$ 2,116.85
Allegheny County / DUI	\$ 106.50
State Shared / Vehicle Code	\$ 2,673.05
Total Receipts for June 2006	\$ 6,521.85

Mr. Wolf had no report for Council but would address anything under the Agenda should Council desire.

*Report from the Chief of Police - Charles M. Holtgraver*

Chief Holtgraver reported the Police responded to 381 calls in June and issued 98 parking tickets, mostly for street sweeping violations.

*Report from the Solicitor - Fred E. Baxter*

Mr. Baxter had no report for Council.

*Report from Glenn Engineering - Robert E. Zischkau*

Mr. Zischkau reported the 2006 Street Paving Project and the Glenmore Avenue Reconstruction Project are nearing completion and should be complete, weather permitting, by the end of the week. Both Mr. Zischkau and Mr. Wolf will review the work and compile a Punch List if necessary.

REPORTS FROM THE COMMITTEES

*Finance Report - Joseph J. Nowark*

Wage Tax collection deposits for the month of June totaled \$13,606.42, less \$606.03 which were refunds to Individuals and Municipalities. The Borough's net proceeds were \$6,500.20. 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 \$25,500.00 matured on June 16<sup>th</sup> and it earned interest in the amount of \$102.69. We purchased a CD on June 16<sup>th</sup> in the amount of \$26,000.00 for 30 days to earn interest.

Our Liquid Fuel CD in the amount of \$173,500.00 matured on June 16<sup>th</sup> and it earned interest in the amount of \$698.75. We purchased a CD on June 16<sup>th</sup> in the amount of \$173,500.00 for 30 days to earn interest.

Our Building Fund CD in the amount of \$182,000.00 matured on June 16<sup>th</sup> and it earned interest in the amount of \$732.98. We purchased a CD on June 16<sup>th</sup> in the amount of \$182,000.00 for 30 days to earn interest.

Our General Fund CD in the amount of \$25,000.00 matured on June 16<sup>th</sup> and it earned interest in the amount of \$100.68.

*Property and Purchasing Report - William F. Aguglia*

Mr. Aguglia had no report for Council.

*Public Works Report - Barry G. Schell*

Mr. Schell reported the Public Works Department has been working with the Pavers and have also

00046

been patching potholes throughout the Borough. The Street Cleaning Program is being done and the Crew has been maintaining all street signs, playgrounds, doing street line painting, cutting grass and put up the VFW's flags for the holiday.

*Police and Public Safety Report - John R. Henry*

Mr. Henry said that the Police and Public Safety Committee supports Council's adoption of the Civil Service Rules and Regulations Ordinance that is on tonight's Agenda. Mr. Henry thanked the Police Chief and Mr. Wolf and Solicitor Baxter for their help with the updating of the Rules and Regulations.

The Police Chief and the Borough Manager have been working along with Ross Township in order to share the Police Radio frequency at a minimal cost to the Borough. The Fire Department is interested in sharing the same frequency with Ross Township, as West View responds to numerous calls in Ross Township.

*Administrative/Budget Committee Report - John R. Henry*

Mr. Henry had no report for Council.

*Fire and Water Report - John W. Koerts*

Mr. Koerts said \$2,000.00 had been budgeted for the Firemen's convention and he would like to release the money for the Fire Department. President Daugherty said this matter would be added onto the Agenda as Item #10.

*Public Relations and Recreation Report - Mary C. Bernhard*

Mrs. Bernhard said the Senior Citizen Trolley was available for Seniors use on Tuesdays and Fridays and, due to a decline in use, Mrs. Bernhard encourages Seniors use the Trolley.

There have been 40 to 50 Children attending the Summer Recreation Program each day. The Children have been going on one field trip per week and the Program will end the last week of July.

The Committee is planning the Senior Citizen Fall Trip and the Halloween Parade. Since the West View Chamber of Commerce is no longer interested in running Light Up Night, Mrs. Bernhard said the Recreation Committee would make all of the plans for Light Up Night from now on.

There will be no Crime Watch Meetings during the summer months.

AUDIENCE

President Daugherty welcomed everyone to tonight's meeting on the behalf of Town Council. Council welcomes comments from any Borough Resident who would like to do so. All that we ask is that when addressing Council, these procedures be followed:

First, give your name and address and second, please make your comments to the point and within a reasonable time. In turn, if your comments require an answer, Council will try to provide an answer at this time.

If Council cannot provide an answer at this time, they will give the proper directions to help you get the

information you are looking for.

And, I would like to advise you that Council is here to listen to comments and help when it is possible but, Council is not here to debate opinions.

Jim Barr from 200 Frankfort Avenue questioned Council on an update of Girty's Run, where the Firemen's convention will be held, if any more roads are to be paved, requested a summary of the Civil Service changes and questioned the revitalization of the commercial district. President Daugherty answered Mr. Barr's questions.

#### UNFINISHED BUSINESS

There was no unfinished business.

#### NEW BUSINESS

There was no new business.

#### AGENDA

Solicitor Baxter said that due to the length of Item(s) #1, 2, 4, 5, 6, and 7, it would be permissible to read these Items by Title only, as the complete text is available for review at the Borough Office.

1. Council to consider Ordinance # 1433. *Motion to read Ordinance #1433 by title only was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.* President Daugherty read the title only for Ordinance #1433, which is an Ordinance of the Town Council of the Borough of West View, County of Allegheny, Commonwealth of Pennsylvania, providing for the establishment and maintenance of an Employee Pension and Annuity, Insurance Benefit fund(s) for Borough Employees, and amending certain enumerated provisions of the Borough of West View Police Pension Plan, and to restate said Plans and Programs as amended in their entirety. *Motion to adopt Ordinance #1433 was made by Mr. Henry and was seconded by Mr. Schell. Motion was approved and ordered.*
2. Council to consider Ordinance #1434. *Motion to read Ordinance #1434 by title only was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.* President Daugherty read the title only for Ordinance #1434, which is an Ordinance of the Town Council of the Borough of West View, County of Allegheny, Commonwealth of Pennsylvania, repealing the Civil Service Rules and Regulations enacted by Ordinance Number 1197 of July 6, 1977 and enacting new Civil Service Rules and Regulations for the Borough of West View. *Motion to adopt Ordinance #1434 was made by Mr. Nowark and was seconded by Mr. Henry. Motion was approved and ordered.*
3. Council to consider Ordinance #1435. *Motion to read Ordinance #1435 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.* President Daugherty read Ordinance #1435, which is Ordinance of the Town Council of the Borough of West View, County of Allegheny, Commonwealth of Pennsylvania, requiring Invoices for Sewer Rental and use shall be the responsibility of the Property Owner. *Motion to adopt Ordinance #1435 was made by Mr. Henry and was seconded by Mrs. Bernhard. Motion was approved and ordered, with President Daugherty abstaining.*



4. Council to consider Resolution #1324. *Motion to read Resolution #1324 by title only was made by Mr. Schell and was seconded by Mr. Nowark. Motion was approved and ordered.* President Daugherty read the title of Resolution #1324, which is a Resolution authorizing the filing of an application for Funds (\$10,000.00) through Allegheny County Department of Economic Development (Year 33). (Safe neighborhood demolition / 70 Ridgewood Avenue) *Motion to adopt Resolution #1324 was made by Mr. Henry and was seconded by Mr. Nowark. Motion was approved and ordered.*
5. Council to consider Resolution #1325. *Motion to read the title only of Resolution #1325 was made by Mr. Nowark and was seconded by Mr. Henry. Motion was approved and ordered.* President Daugherty read the title only of Resolution #1325, which is a Resolution authorizing the filing of an application for Funds (\$50,000.00) through Allegheny County Department of Economic Development (Year 33). (Reconstruction of North Park Road) *Motion to adopt Resolution #1325 was made by Mr. Henry and was seconded by Mr. Nowark. Motion was approved and ordered.*
6. Council to consider Resolution #1326. *Motion to read the title only of Resolution #1326 was made by Mr. Nowark and was seconded by Mrs. Bernhard. Motion was approved and ordered.* President Daugherty read the title only of Resolution #1326, which is a Resolution authorizing the filing of an application for Funds (\$50,000.00) through Allegheny County Department of Economic Development (Year 33). (Commercial Revitalization - Business District Planning) *Motion to adopt Resolution #1326 was made by Mr. Schell and was seconded by Mr. Nowark. Motion was approved and ordered.*
7. Council to consider Resolution #1327. *Motion to read the title only of Resolution #1327 was made by Mr. Nowark and was seconded by Mr. Aguglia. Motion was approved and ordered.* President Daugherty read the title only of Resolution #1327, which is a Resolution authorizing the filing of an application for Funds (\$20,000.00) through Allegheny County Department of Economic Development (Year 33). (Reconstruction of Fairview Avenue) *Motion to adopt Resolution #1327 was made by Mr. Nowark and was seconded by Mr. Aguglia. Motion was approved and ordered.*
8. Council to consider the Bid Opening Results for the "As Is" Sale of both the 1997 Ford Crown Victoria Police Vehicle and the 1998 Ford Crown Victoria Police Vehicle. Mr. Wolf said two Bids were received and a third that arrived late and remained unopened. President Daugherty said the Bids received were very low and Mr. Wolf said both vehicles had very high mileage and one is not inspected and the other's inspection is almost up. The Bidders would have to come and get the vehicles and all transfer fees are to be paid by the Bidders. Mr. Wolf recommended Council consider awarding the Bids. The Low Bidder for the 1997 Ford is Guadino Brothers LLC in the amount of \$408.00 and the Low Bidder for the 1998 Ford is Bay Ridge Motors, Inc. in the amount of \$885.00. *Motion to approve the "As Is" sale of the vehicles was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.*
9. Council to consider giving permission to Mr. Wolf to advertise the "As Is" Sale of the 1996 Chevy Dump Truck, after the Borough takes delivery of the vehicles currently on order. *Motion to approve this request was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.*
10. Council to consider the \$2,000.00 expense to the West View Volunteer Fire Department for their annual convention, which is a budgeted amount. *Motion to approve this request was made by*

*Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.*

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#### ANNOUNCEMENTS

Mr. Henry took this time to announce the Mayor's Daughter Linda was present in the Audience. Mr. Henry thanked Linda for attending the Meeting on Council's behalf.

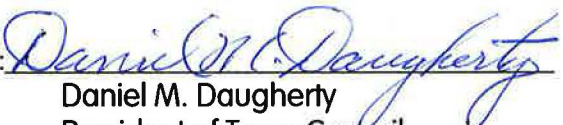
#### ADJOURNMENT

With no further Business to come before Council, President Daugherty extended Council's thanks to everyone for attending. President Daugherty requested a Motion for adjournment. *Motion to adjourn was made by Mr. Schell and was seconded by Mr. Aguglia. Motion was approved and ordered by Council.* The Meeting adjourned at 7:31 p.m.

APPROVED: August 9, 2006

BOROUGH OF WEST VIEW

BY:   
Kenneth J. Wolf  
Secretary/Manager

BY:   
Daniel M. Daugherty  
President of Town Council

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BOROUGH OF WEST VIEW

REGULAR MEETING

AUGUST 9, 2006

Minutes of the Regular Meeting of the Town Council of the Borough of West View held Wednesday, August 9, 2006 in Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. Vice President Mary Bernhard called the Meeting to order at 7:00 p.m., followed by a Moment of Silent Prayer and the Pledge of Allegiance. Three People attended in the Audience.

Mr. Wolf conducted Roll Call. Council Members present were: Vice President Mary Bernhard, Members Joseph Nowark, Barry Schell, William Aguglia and John Koerts. Also present were: Mayor Richard Powell, Secretary/Manager Kenneth Wolf, Assistant Secretary Patricia Rapp, Solicitor Fred Baxter, Robert Zischkau from Glenn Engineering and Lieutenant Randall Freedman. Absent were: President Daniel Daugherty, Council Member John Henry and Police Chief Charles Holtgraver.

*Motion to approve the Minutes of the Regular Meeting of Town Council on July 12, 2006 was made by Mr. Schell and was seconded by Mr. Aguglia. Motion was approved and ordered.*

*Motion to approve the payment of General Fund expenditures for Net Pay and Payroll Withholding in the amount of \$96,910.85 and payments to Vendors in the amount of \$83,917.04 was made by Mr. Nowark and was seconded by Mr. Koerts. Motion was approved and ordered.*

*Motion to approve the payment of Building Fund expenditures in the amount of \$20,714.19 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.*

*Motion to approve the payment of Liquid Fuel expenditures in the amount of \$4,629.66 was made by Mr. Nowark and was seconded by Mr. Aguglia. Motion was approved and ordered.*

REPORTS FROM THE OFFICERS

REPORT FROM THE MAYOR - MAYOR RICHARD E. POWELL

The Mayor read his report for the month of July 2006 as follows:

Motor Vehicle Code Violations -

Parking Violations / Tickets	\$ 865.00
Vehicle Code Violations / Magistrate	\$ 939.01
Ordinance & Statute Violations / Magistrate	\$ 1,955.80
Allegheny County / DUI	\$ 233.68
State Shared / Vehicle Code	\$ 0.00
Total Receipts for July 2006	\$3,993.49

The Mayor read the following letter aloud:

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To all Council Members,

It is with sadness and regret that I feel it necessary to submit my resignation as the Mayor of West View effective September 1, 2006. (The Mayor added he chose September 1<sup>st</sup> because he has three weddings to perform in August.) I wish to thank all of the present and former Council Members, as well as the West View Police Department, the entire office staff for West View and the Democratic Party for their continued help, advice and support during my tenure as Mayor. But, I wish to also thank West View for allowing me to serve as Council Member for eight years and as your Mayor for the past thirty-six years. It has been an honor and a privilege and I will be forever grateful. The Borough of West View will remain a priority in my life and I wish this Town and its Citizens continued prosperity.

Richard E. Powell, Mayor

The Mayor read the following letter aloud:

Dear Council Members,

After submitting my resignation as Mayor of West View, I would like to recommend that Dan Daugherty serve as my replacement until the next election. Dan is an honest and reliable man of integrity, who has served this Community well. He continues to keep the Borough of West View and its Citizens his priority. I believe that Dan Daugherty would be an excellent choice to succeed me as Mayor. Thank you for your consideration at this time. This is with my vote and the vote of Council.

Richard E. Powell, Mayor

Vice President Bernhard said that this was a very hard thing to accept, as she thought Mayor Powell would be here forever. Mrs. Bernhard felt that accepting the Mayor's resignation would be one of the hardest things Council has ever had to do. Mrs. Bernhard said the Mayor was an Icon and was sworn in as Mayor on January 5, 1970. Before that, Mayor Powell served as Council Member for eight years.

It was the Mayor's belief that he has performed about 602 Weddings. Mr. Nowark said the Mayor was known as the Marrying Mayor. Mrs. Bernhard said the Mayor had never charged for any of his weddings, always doing them for free, and she has heard that the Mayor always did a nice job.

Mrs. Bernhard said the Mayor had been a Resident of the Borough for 61 years, since 1945 and a Member of St. A's Parish for 64 years, a Volunteer Fireman for 46 years and has belonged to VFW Post #2754 for the past 61 years. The most important thing is that the Mayor has been married to his wife, Helen for 63 years. They have three Children and nine Grandchildren.

Mrs. Bernhard said the Mayor had helped the Borough grow and prosper over the years and accepting the Mayor's resignation will be with Council's deepest regrets. Mrs. Bernhard said it would be very difficult for her, as she has worked with the Mayor for more than 30 years. The Mayor was applauded by all those attending.

*Motion to accept the resignation of Dick Powell as Mayor was made by Mr. Schell and was seconded by Mr. Nowark. Motion was approved by Council, with their deepest regrets.*

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REPORT FROM THE SECRETARY/MANAGER - KENNETH J. WOLF

Mr. Wolf advised Council regarding the Borough being in the fourth year of the Garbage Contract. The Borough had bid the Contract with a fifth year option, however Mr. Wolf is trying to get the fifth year or to re-bid for collection service. Mr. Wolf said Council should have the bid by the October Meeting.

Mr. Wolf and Mr. Baxter have discussed this matter and normally, the fifth year option would be at the same cost as the fourth year. However, this would not be the case now, due to the rise in costs over the years of the current Contract.

Both Mr. Wolf and Mr. Baxter feel the Borough will have to accept Bids for a new Contract for Refuse Service. Mr. Wolf is asking Council for their authorization to Bid the Contract, if necessary. This will be Item #5 under the Agenda.

REPORT FROM THE CHIEF OF POLICE - CHARLES M. HOLTGRAVER (Absent)

In the Chief's absence, Lt. Freedman reported the Police responded to 428 Complaints and issued 251 parking tickets, which were mostly street sweeping violations.

REPORT FROM THE SOLICITOR - FRED E. BAXTER

Mr. Baxter reported that he and Mr. Wolf had attending a Hearing at Magistrate Opiela's Office today regarding the Lease of 431 Perry Highway, which Mr. Petrack currently occupies. Due to the outcome of the Hearing, the Borough is offering a two-year Lease at \$1,025 per month, with the Borough to address three items, (1) replace the carpeting (2) Mr. Petrack to be able to sublet with the Borough's approval and (3) regarding the front door. Mr. Baxter has prepared a Lease for the Litigate, Mr. Petrack, and Council would consider entering into a Lease under those terms with Mr. Petrack as Item #4 under the Agenda.

Mr. Nowark asked how long the Borough has been going round and round with this matter. Mr. Baxter said the Borough had been having a problem with Mr. Petrack for awhile.

REPORT FROM GLENN ENGINEERING - ROBERT E. ZISCHKAU

Mr. Zischkau had no report for Council, other than the written report he had submitted.

REPORTS FROM THE COMMITTEES

FINANCE REPORT - JOSEPH J. NOWARK

Wage Tax collection deposits for the month of July totaled \$73,637.14, less \$902.61 which were refunds to Individuals and Municipalities. The Borough's net proceeds were \$36,367.29. These funds were deposited into the General Fund Checking account to help offset Borough expenditures in August.

Our Capital Reserve - UDAG CD in the amount of \$26,000.00 matured on July 16<sup>th</sup> and it earned interest in the amount of \$104.71. We purchased a CD on July 16<sup>th</sup> in the amount of \$26,000.00 for 30 days to earn interest.

Our Liquid Fuel CD in the amount of \$173,500.00 matured on July 16<sup>th</sup> and it earned interest in the



amount of \$698.75. We purchased a CD on July 16<sup>th</sup> in the amount of \$174,500.00 for 30 days to earn interest. 00353

Our Building Fund CD in the amount of \$182,000.00 matured on July 16<sup>th</sup> and it earned interest in the amount of \$732.98. We purchased a CD on July 16<sup>th</sup> in the amount of \$175,000.00 for 30 days to earn interest.

We purchased a CD for the General Fund on July 16<sup>th</sup> in the amount of \$50,000.00 for 30 days to earn interest.

Mr. Nowark explained the discount period payments for the collection of Real Estate Taxes in the Borough. Real Estate Tax collections for the month of July totaled \$220,693.12. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in July.

#### PROPERTY AND PURCHASING REPORT - WILLIAM F. AGUGLIA

Mr. Aguglia had no report for Council.

#### PUBLIC WORKS REPORT - BARRY G. SCHELL

Mr. Schell reported the Crew of the Public Works Department has finished working with the Paving Contractor and has been patching potholes were needed. They have been doing equipment and vehicle maintenance. The Crew has been doing storm, sanitary and basin work and have been taking care of rodents and pest control. They have been baiting catch basins and inlets for West Nile Virus control. The Street Cleaning Program is going full strength. The Crew has been repairing street signs and traffic signs where needed and maintaining Playgrounds and Bronx Field.

The Crew has been cutting grass and painting lines on the roads throughout the Borough.

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

#### ADMINISTRATIVE / BUDGET REPORT - JOHN R. HENRY (Absent)

#### FIRE AND WATER REPORT - JOHN W. KOERTS

Mr. Koerts had no report for Council.

#### PUBLIC RELATIONS AND RECREATION REPORT - MARY C. BERNHARD

Mrs. Bernhard said the Summer Recreation Program ended with two bus loads of Children enjoying an all day picnic at North Park, with games, fishing and eating. The Program averaged 40 to 50 Children per day, running a 6-week Program, which went very well. Many Children took the time to thank Mrs. Bernhard for having the Program, which was nice to hear.

The Halloween Parade will take place on Monday, October 30<sup>th</sup> at 7:00 p.m. (rain or shine) and they will be packing the goodie bags on Sunday, October 29<sup>th</sup> if anyone is interested in helping.

The Senior Citizen Annual Fall Trip is in the planning for Tuesday, October 10<sup>th</sup>. The next Meeting of Crime Watch will be held on Monday, September 11<sup>th</sup> at 7:00 p.m. at the West View Firemen's Building and Mrs. Bernhard invited everyone to come and bring a friend.

## AUDIENCE

Vice President Bernhard welcomed everyone to tonight's meeting on the behalf of Town Council. Council welcomes comments from any Borough Resident who would like to do so. All that we ask is that when addressing Council, these procedures be followed:

First, give your name and address and second, please make your comments to the point and within a reasonable time. In turn, if your comments require an answer, Council will try to provide an answer at this time.

If Council cannot provide an answer at this time, they will give the proper directions to help you get the information you are looking for.

And, I would like to advise you that Council is here to listen to comments and help when it is possible but, Council is not here to debate opinions.

Robert Locher from 808 West View Park Drive questioned Council on Item #3. Mrs. Bernhard said Item #3 under Mr. Petrack's Lease would be the Borough to make repairs to the front door. Mr. Locher wanted to know what happened with the proposed Car Wash intended for the Plaza. Mr. Wolf said they have not applied for a Building permit to date but have gotten clearances from the Planning and Zoning. They submitted their plans to Stormwater Management, had to revise them and they have submitted them again. He wanted to know what they are going to do with the Taco Bell building. Mr. Wolf said the property is vacant and the Borough has been after them for property maintenance, but there have been no prospective tenants.

## UNFINISHED BUSINESS

There was no unfinished business.

## NEW BUSINESS

There was no new business.

## AGENDA

1. Council to consider Resolution #1328. *Motion to read Resolution #1328 was made by Mr. Nowark and was seconded by Mr. Aguglia. Solicitor Baxter said it would be appropriate to read the Resolution by Title Caption only. Motion was approved and ordered.* Mrs. Bernhard read Resolution #1328, which is a Resolution mandating the participation, implementation and utilization of the National Incident Management System (NIMS) for all incident management within the Borough of West View. The NIMS is a part of Homeland Security. *Motion to approve Resolution #1328 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered by Council.*
2. Council to consider approving the Intergovernmental Cooperation Agreement with the Township of Ross for sharing Police Radio Dispatch Services. The cost for sharing Services for the Police would be \$70.00 per month for maintenance. *Motion to approve the Agreement was made by Mr. Nowark and was seconded by Mr. Aguglia. Motion was approved and ordered.*

3. Council to consider the recommendation from Mr. Zischkau to remit partial payment to Victor Paving in the amount of \$212,263.25, which is 95% of the contracted price for the 2006 Paving Project. The Borough would withhold 5% until a complete review is made of the work completed. *Motion to approve the payment of \$212,263.25 was made by Mr. Schell and was seconded by Mr. Nowark. Motion was approved and ordered.*
4. Council to consider proposing a Lease to Mr. Petrack for the property @ 439 Perry Hwy. The Borough is proposing rent at \$1,025 per month for a two-year term, beginning August 1, 2006 through July 31, 2008, with the additional stipulations: 1) The Borough to replace the carpeting
5. 2) Mr. Petrack given permission to Sublet with the Borough's approval 3) The Borough to repair the front door. Mr. Nowark questioned whether Mr. Petrack would sign the Lease and Mr. Wolf said Mr. Petrack will either accept or reject the Lease. Solicitor Baxter felt the Lease is very reasonable and said if Mr. Petrack does not sign, the Magistrate will instruct him to get out of the property. *Motion to approve the Lease was made by Mr. Nowark and was seconded by Mr. Aguglia. Motion was approved and ordered.*
6. Council to consider authorizing Mr. Wolf to Bid the Garbage/Recycling Contract, if the fifth year option is not acceptable. *Motion to authorize was made by Mr. Schell and was seconded by Mr. Nowark. Motion was approved and ordered.*

#### ANNOUNCEMENTS

There were no announcements.

#### ADJOURNMENT

With nothing further to be discussed before Council, Mrs. Bernhard thanked everyone for attending the Meeting. Vice President Bernhard requested a Motion to close the Meeting in Honor of Mayor Richard E. Powell. *Motion was made by Mr. Schell and was seconded by Mr. Nowark. Motion was approved and ordered by Council.*

The Meeting adjourned at 7:23 p.m., honoring the service of Richard E. Powell, Mayor of the Borough of West View.

APPROVED:

*September 13, 2006*

BOROUGH OF WEST VIEW

BY:

*[Signature]*  
Kenneth J. Wolf  
Secretary/Manager

BY:

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

## BOROUGH OF WEST VIEW

## REGULAR MEETING

SEPTEMBER 13, 2006

Minutes of the Regular Meeting of the Town Council of the Borough of West View held Wednesday, September 13, 2006 in Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. President Daniel M. Daugherty called the Meeting to order at 7:00 p.m., followed by a Moment of Silent Prayer and the Pledge of Allegiance. Five People attended in the Audience. Tim Geisler attended the meeting as a requirement to earn his Eagle Scout Badge.

Mr. Wolf conducted Roll Call. Council Members present were: President Daniel M. Daugherty, Vice President Mary Bernhard, Members Joseph Nowark, Barry Schell, John R. Henry, William Aguglia and John Koerts. Also present were: Secretary/Manager Kenneth Wolf, Assistant Treasurer Cathy A. Mann, Robert Zischkau from Glenn Engineering and Chief Charles Holtgraver. Absent were: Assistant Secretary Patricia A. Rapp and Solicitor Fred E. Baxter.

*Motion to approve the Minutes of the Regular Meeting of Town Council on August 9, 2006 was made by Mr. Schell and was seconded by Mr. Aguglia. Motion was approved and ordered.*

*Motion to approve the payment of General Fund expenditures for Net Pay and Payroll Withholding in the amount of \$138,258.12 and payments to Vendors in the amount of \$304,258.44 was made by Mr. Nowark and was seconded by Mr. Koerts. Motion was approved and ordered.*

*Motion to approve the payment of Building Fund expenditures in the amount of \$25,756.91 was made by Mr. Nowark and was seconded by Ms. Bernhard. Motion was approved and ordered.*

*Motion to approve the payment of Liquid Fuel expenditures in the amount of \$7,990.18 was made by Mr. Nowark and was seconded by Mr. Aguglia. Motion was approved and ordered.*

An Executive Session was called by President Daniel M. Daugherty at 7:03 PM. The meeting was called back to order at 7:14 PM.

## REPORTS FROM THE OFFICERS

## REPORT FROM THE MAYOR

President Daugherty read the Mayor's report for the month of August 2006 as follows:

## Motor Vehicle Code Violations -

Parking Violations / Tickets	\$ 1,397.00
Vehicle Code Violations / Magistrate	\$ 1,127.87
Ordinance & Statute Violations / Magistrate	\$ 2,646.68
Allegheny County / DUI	\$ 433.72
State Shared / Vehicle Code	\$ 0.00
Total Receipts for August 2006	\$ 5,615.27

REPORT FROM THE SECRETARY/MANAGER - KENNETH J. WOLF

Mr. Wolf advised Council regarding the 2007 Minimal Municipal Obligations for both Police and Non-Uniformed Pension Plans. The amount of the Non-Uniformed is \$88,538.00 and the amount of the Police is \$ 0.00. No action is required this just needed to be presented to Council by September 30th.

Mr. Wolf addressed Council regarding the National Incident Management System (NIMS) Class which is scheduled for Wednesday, September 20<sup>th</sup> at the West View Fireman's Hall, beginning at 8:30 AM until Noon. This class is for Full Time Administration, Public Works and Record Keeper Employees. Mr. Wolf stated that any Council members are welcome to attend.

Mr. Wolf reported to Council that we are in our 3<sup>rd</sup> year of a 5 year contract regarding the Road Salt/State Highway agreement.

Mr. Wolf reported that the State is trying to consolidate Local Earned Income Tax offices therefore eliminating many local Tax Collectors jobs. Mr. Daugherty commented that this would not be an advisable move as the people of the community would lose the fact that is they had a problem they could come to the local office and rectify the problem. Mr. Daugherty asked that it be added to the agenda to have Mr. Wolf notify our State Representatives and for Mr. Schell who is a representative of the North Hills Council of Governments to oppose this Bill.

REPORT FROM THE CHIEF OF POLICE - CHARLES M. HOLTGRAVER

Chief Holtgraver reported that the transition to the Ross Police channels went well.

Chief Holtgraver reported the Police responded to 464 Complaints and issued 181 parking tickets, which were mostly street sweeping violations.

Chief Holtgraver reported the because of the tragic accident on Route 8 regarding a truck towing equipment, that Allegheny County District Attorney's office is creating a Regional Vehicle Inspection Team and feels that we should participate, which is an agenda item for Council's consideration.

REPORT FROM THE SOLICITOR - FRED E. BAXTER - absent

REPORT FROM GLENN ENGINEERING - ROBERT E. ZISCHKAU

Mr. Zischkau had no report for Council, other than the written report he had submitted.

REPORTS FROM THE COMMITTEES

FINANCE REPORT - JOSEPH J. NOWARK

Wage Tax collection deposits for the month of August totaled \$114,537.38, less \$1,366.87 which were refunds to Individuals and Municipalities. The Borough's net proceeds were \$56,585.26. These funds were deposited into the General Fund Checking account to help offset Borough expenditures in September.



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Our Capital Reserve - UDAG CD in the amount of \$26,000.00 matured on August 16<sup>th</sup> and it earned interest in the amount of \$108.13. We purchased a CD on August 16<sup>th</sup> in the amount of \$26,000.00 for 30 days to earn interest.

Our Liquid Fuel CD in the amount of \$174,500.00 matured on August 16<sup>th</sup> and it earned interest in the amount of \$725.72. We purchased a CD on August 16<sup>th</sup> in the amount of \$175,000.00 for 30 days to earn interest.

Our Building Fund CD in the amount of \$175,000.00 matured on August 16<sup>th</sup> and it earned interest in the amount of \$727.80. We purchased a CD on August 16<sup>th</sup> in the amount of \$165,000.00 for 30 days to earn interest.

Our General Fund CD in the amount of \$50,000 matured on August 16<sup>th</sup> and it earned interest in the amount of \$207.94. We purchased a CD on August 16<sup>th</sup> in the amount of \$100,000.00 for 30 days to earn interest.

Real Estate Tax collections for the month of August totaled \$542,257.13. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in August.

#### PROPERTY AND PURCHASING REPORT - WILLIAM F. AGUGLIA

Mr. Aguglia had no report for Council.

#### PUBLIC WORKS REPORT - BARRY G. SCHELL

Mr. Schell reported the Crew of the Public Works Department has been patching potholes where needed. They have been doing equipment and vehicle maintenance. The Street Cleaning Program is going full strength. The Crew has been repairing street signs and traffic signs where needed and maintaining Playgrounds and Bronx Field. We have rented a crack sealing machine.

The Crew has also been cutting grass and painting lines on the roads throughout the Borough.

We took delivery of a new Dump Truck equipped with plow and salt spreader.

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

Mr. Henry reported that negotiations for the Police Contract which expires on December 31, 2006 has begun. Also that the NIMS training class can be taken online.

#### ADMINISTRATIVE / BUDGET REPORT - JOHN R. HENRY

Mr. Henry had no report for Council.

#### FIRE AND WATER REPORT - JOHN W. KOERTS

Mr. Koerts had no report for Council.

## PUBLIC RELATIONS AND RECREATION REPORT - MARY C. BERNHARD

The Halloween Parade will take place on Monday, October 30<sup>th</sup> at 7:00 p.m. (rain or shine) and they will be packing the goodie bags on Sunday, October 29<sup>th</sup> if anyone is interested in helping.

The Senior Citizen Annual Fall Trip is on Tuesday, October 10<sup>th</sup> and the trip is sold out. The first Meeting of Crime Watch was held on Monday, September 11<sup>th</sup> at 7:00 p.m. at the West View Firemen's Building. Mr. Mark Kline the principal at West View Elementary spoke on school safety. Ms. Bernhard said it was a very good meeting. The next Crime Watch meeting will be held on October 9<sup>th</sup> and it will be Fire and Home Safety.

Ms. Bernhard also reported that there will be a party for Mayor Powell on Tuesday October 3<sup>rd</sup> at the Fireman's Building. The cost is \$10.00 which includes dinner. Tickets can be purchased at The Borough Building Monday through Friday 8:00 AM to 4:00 PM until September 25<sup>th</sup>.

## AUDIENCE

President Daugherty welcomed everyone to tonight's meeting on the behalf of Town Council. Council welcomes comments from any Borough Resident who would like to do so. All that we ask is that when addressing Council, these procedures be followed:

First, give your name and address and second, please make your comments to the point and within a reasonable time. In turn, if your comments require an answer, Council will try to provide an answer at this time.

If Council cannot provide an answer at this time, they will give the proper directions to help you get the information you are looking for.

And, I would like to advise you that Council is here to listen to comments and help when it is possible but, Council is not here to debate opinions.

Mr. Jim Barr of 200 Frankfort Avenue addressed Council if there were any updates on the Girty's Run Litigation in which President Daugherty replied no.

Mr. Barr asked if we heard any changes in the ruling of the EPA at the Federal level in compliance with the DEP. Mr Daugherty replied not to his knowledge.

## UNFINISHED BUSINESS

There was no unfinished business.

## NEW BUSINESS

There was no new business.

## AGENDA

1. Council to consider the Appointment of Mayor due to the resignation of Mayor Powell. *Motion to nominate Mr. John R. Henry as Mayor was made by Mr. Nowark and was seconded by Mr.*

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Schell. With no other nominations, nominations are closed. Mr. Daugherty asked that Mr. Wolf cast a vote. *Motion was approved and so ordered by Council. Mr. Henry was sworn in as Mayor by Judge Richard Opiela. Mr. Henry thanked Council and said that he will do his very best to fill the shoes of the retiring Mayor.*

2. Council to consider Ordinance #1436, which is an Ordinance terminating the Business Improvement and Administrative Service Authority. *Motion to read Ordinance #1436 was made by Mr. Nowark and seconded by Mr. Schell. President Daugherty read Ordinance #1436. Motion to adopt Ordinance #1436 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.*
3. Council to consider Resolution #1329, which is a Resolution naming the Perry Highway Playground as "Richard E. Powell Park." *Motion to read Resolution #1329 was made by Mr. Nowark and seconded by Mr. Schell. President Daugherty read Resolution #1329. Motion to adopt Resolution #1329 was made by Mr. Schell and was seconded by Mr. Aguglia. Motion was approved and ordered.*
4. Council to consider Resolution #1330, which is a Resolution confirming the Planning Commission Resolution regarding the West View Community Development Corporation / Block Grant. *Motion to read Resolution #1330 was made by Mr. Nowark and Seconded by Mr. Koerts. Mr. Daugherty read Resolution #1330. Motion to adopt Resolution #1330 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.*
5. Council to consider a payment in the amount of \$22,036.50 to the North Hills Council of Governments for the work completed on Glenmore Avenue. Mr. Wolf stated this was 95% of the amount, withholding 5% until complete. *Motion to authorize payments was made by Mr. Schell and was seconded by Mr. Nowark. Motion was approved and ordered.*
6. Council to consider participating with the Allegheny County District Attorney's Office in the Regional Inspection Team. *Motion to participate was made by Mr. Nowark and seconded by Mr. Schell. Motion was approved and ordered.*
7. Council to consider approving the Intergovernmental Cooperation Agreement for the Fire Radio Dispatch Frequencies with Ross Township. *Motion was made by Mr. Schell and seconded by Mr. Aguglia. Motion was approved and ordered.*
8. Council to consider Allegheny County Library Association proposal for the Bookmobile for 2007. There is a 5% increase to \$8,820 for 2007. *Motion to approve the proposal for 2007 in the amount of \$8,820 was made by Mrs. Bernhard and seconded by Mr. Koerts. Motion was approved and ordered.*
9. Council to consider having Mr. Wolf and Mr. Schell who is a representative to the North Hills Council of Governments send a letter to the State Representatives regarding House Bill 1427 to consolidate the local tax collections to a state level as to their opposition to this Bill. *Motion was made by Mr. Schell and seconded by Mr. Aguglia. Motion was approved and ordered.*

#### ANNOUNCEMENTS

There were no announcements.

## ADJOURNMENT


With nothing further to be discussed before Council, Mr. Daugherty thanked everyone especially Tim Geisler who is earning his Eagle Scout Badge for attending the Meeting. *Motion was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered by Council.*

The Meeting adjourned at 7:47 p.m.

APPROVED: October 11 2006

BOROUGH OF WEST VIEW

BY:   
Kenneth J. Wolf  
Secretary/Manager

BY:   
Daniel M. Daugherty  
President of Town Council

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BOROUGH OF WEST VIEW

REGULAR MEETING

OCTOBER 11, 2006

Minutes of the Regular Meeting of the Town Council of the Borough of West View held Wednesday, October 11, 2006 in Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. President Daniel Daugherty called the Meeting to Order at 7:00 p.m. followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag. Six People were attending in the Audience.

Mr. Wolf conducted Roll Call. Council Members present were: President Daniel Daugherty, Members Joseph Nowark, Barry Schell, William Aguglia and John Koerts. Also present were: Mayor J. R. Henry, Secretary/Manager Kenneth Wolf, Assistant Secretary Patricia Rapp, Solicitor Fred Baxter, Robert Zischkau from Glenn Engineering and Lieutenant Randall Freedman. Vice President Mary Bernhard and Police Chief Holtgraver were absent.

*Motion to approve the Minutes of the Regular Meeting of Town Council on Wednesday, September 13, 2006 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.*

*Motion to approve the payment of General Fund expenditures for Net Pay and Payroll Withholding in the amount of \$100,065.15 and payments to Vendors in the amount of \$100,029.79 was made by Mr. Nowark and was seconded by Mr. Aguglia. Motion was approved and ordered.*

*Motion to approve the payment of Building Fund expenditures in the amount of \$5,005.59 was made by Mr. Nowark and was seconded by Mr. Koerts. Motion was approved and ordered.*

*Motion to approve the payment of Liquid Fuel expenditures in the amount of \$4,629.23 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.*

REPORTS FROM THE OFFICERS

REPORT FROM THE MAYOR - J. R. Henry, Mayor

Mayor Henry read his report for the month of September 2006 as follows:

Motor Vehicle Code Violations -

Parking Violations / Tickets	\$655.00
Vehicle Code Violations / Magistrate	\$860.15
Ordinance & Statute Violations / Magistrate	\$661.06
Allegheny County / DUI	\$ 60.91
State Shared / Vehicle Code	\$ 0.00
Total Receipts for September 2006	\$2,237.12



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The Mayor read a letter he received from Colleen R. Hirsh from Boy Scout Troop #377 at St. Athanasius Parish. Adam R. Hirsh will receive the BSA Eagle Scout Award on November 5, 2006. Adam is 15 years old and is the youngest Scout to obtain this rank in the 60-year history of his troop. Mayor Henry read a Commendation which will be forwarded onto Adam and congratulated Adam on his achievements.

REPORT FROM THE SECRETARY/MANAGER - Kenneth J. Wolf

Mr. Wolf said that PennDot had cleaned out the Catch Basin in front of Isaly's at 448 Perry Highway. Mr. Wolf had filed many complaints with PennDot for more than two years until it was finally taken care of.

REPORT FROM CHIEF OF POLICE - Charles M. Holtgraver (Absent)

Lieutenant Freedman reported the Police responded to 383 complaints during the month of September. The Police issued 153 parking violation tags, most being attributed to street sweeping violators.

REPORT FROM THE SOLICITOR - Fred E. Baxter

Solicitor Baxter had no report for Council.

REPORT FROM GLENN ENGINEERING - Robert E. Zischkau

Mr. Zischkau had no report for Council.

REPORTS FROM THE COMMITTEES

FINANCE REPORT - Joseph J. Nowark

Wage Tax collection deposits for the month of September totaled \$21,460.79, less \$57.77 which were refunds to Individuals and Municipalities. The Borough's net proceeds were \$10,701.52. These funds were deposited into the General Fund Checking account to help offset Borough expenditures in October.

Our Capital Reserve - UDAG CD in the amount of \$26,000.00 matured on September 15<sup>th</sup> and it earned interest in the amount of \$108.77. We purchased a CD on September 15<sup>th</sup> in the amount of \$26,000.00 for 30 days to earn interest.

Our Liquid Fuel CD in the amount of \$175,000.00 matured on September 15<sup>th</sup> and it earned interest in the amount of \$732.12. We purchased a CD on September 15<sup>th</sup> in the amount of \$176,000.00 for 30 days to earn interest.

Our Building Fund CD in the amount of \$165,000.00 matured on September 15<sup>th</sup> and it earned interest in the amount of \$690.28. We purchased a CD on September 15<sup>th</sup> in the amount of \$167,000.00 for 30 days to earn interest.

Our General Fund CD in the amount of \$100,000.00 matured on September 15<sup>th</sup> and it earned interest in the amount of \$418.35. We purchased a CD on September 15<sup>th</sup> in the amount of \$600,000.00 for 30 days to earn interest.

00064

Real Estate Tax collections for the month of September totaled \$453,869.04. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in September.

#### PROPERTY AND PURCHASING REPORT - William F. Aguglia

Mr. Aguglia reported on the Bid Opening from Monday, October 9<sup>th</sup> for the "as is" sale of the used 1996 Chevy 4x4 Dump Truck with tailgate spreader and plow. Mr. Aguglia said six Bids were received but Dave Burns withdrew his \$7,155.00 Bid by letter received on October 11<sup>th</sup>.

The five Bids remaining are:

Myles Minzenberg	\$4,440.00
Gaudino Brothers LLC	\$4,320.00
Hollibauch Landscaping	\$4,056.01
Frank Ferra	\$3,855.00
Bob Barcaskey	\$3,477.00

The Bids will be considered as Item #4 under the Agenda.

#### PUBLIC WORKS REPORT - Barry G. Schell

Mr. Schell reported on the Public Works Crew using the rented Crack Sealing Machine to fill cracks in the Borough Roads. The Crew has also finished painting traffic lines and will be gearing up for the leaf collection program. The Crew is preparing equipment for snow removal and will be patching potholes and doing vehicle and equipment maintenance.

Mr. Schell said the Crew had been doing storm, sanitary and basin repair work, along with rodent and pest control. The Street Cleaning Program will end November 9<sup>th</sup>. The Crew has been maintaining street and traffic signs and the playgrounds and Bronx field, along with grass cutting.

#### FIRE AND WATER REPORT - John W. Koerts

Mr. Koerts had no report for Council.

#### PUBLIC RELATIONS AND RECREATION REPORT - Mary C. Bernhard (Absent)

President Daugherty said Mrs. Bernhard was absent due to a broken ankle. Mr. Schell gave Mrs. Bernhard's report. Mr. Schell attended the Senior Citizen Trip to Bedford, PA with 55 Seniors. Mr. Schell said the weather was great and the food and tour of covered bridges was nice. The trip was called the "Dining Around" trip.

Mr. Schell said Sign Up for the Halloween Parade will be from 6:30 p.m. until 8:00 p.m. on Thursday, October 26<sup>th</sup> in the Borough Building. The Committee will be packing goodie bags on Sunday, October 29<sup>th</sup> at 1:00 p.m. at the Borough Building should anyone want to volunteer to help with the bags. The Halloween Parade will be at 7:00 p.m. on Monday, October 30<sup>th</sup> and prizes will be awarded on Saturday, November 4<sup>th</sup> at noon. Winners are asked to come in costume for pictures on 11/4.

The Crime Watch Meeting was held on Monday, October 9<sup>th</sup> and 17 people attended. Officer Matt Holland spoke about safety. The next meeting will be on Monday, November 13<sup>th</sup> and Ross/West View EMSA will attend to speak about first aid.

## AUDIENCE

President Daugherty welcomed everyone to tonight's meeting on the behalf of Town Council. Council welcomes comments from any Borough Resident who would like to do so. All that we ask is that when addressing Council, these procedures be followed:

First, give your name and address and second, please make your comments to the point and within a reasonable time. In turn, if your comments require an answer, Council will try to provide an answer at this time.

If Council cannot provide an answer at this time, they will give the proper directions to help you get the information you are looking for.

And, I would like to advise you that Council is here to listen to comments and help when it is possible but, Council is not here to debate opinions.

Jim Barr from 200 Frankfort Avenue asked Council if there was an update on the Girty's Run litigation. President Daugherty said he had not heard anything yet.

Mr. Barr said, "when the litigation is resolved, are we going to be able to eliminate these parking restrictions for the street sweeper?" President Daugherty said no, that has nothing to do with Girty's Run Joint Sewer Authority. President Daugherty said street sweeping is in compliance with the nine minimum controls imposed on the Borough by the DEP. Mr. Barr asked, "if we were to work with Ross Township and Girty's Run on this suit, would that alleviate the nine minimum controls?" President Daugherty said "No."

Mr. Barr asked, "then what was causing the parking situation?" President Daugherty said the Borough and the Residents need to deal with the parking to allow for street sweeping. Mr. Barr wanted to know if there was any strategy, to which Mr. Daugherty said the Borough would have to do what is mandated by the DEP.

Mr. Barr questioned Mr. Schell's report regarding grass cutting and whether the Borough rents equipment for this. Mr. Schell said the Borough has its own equipment and Mr. Wolf added the Borough had rented a bush whacker to take care of a portion of Center Avenue. Mr. Barr complimented the Borough on the job and said it was a great idea.

Mr. Barr said a Member of Crime Watch dropped off a list to him of concerns or issues discussed, saying there was supposed to be an illegal alien on his street. He wanted the Lieutenant to follow up on the illegal alien. President Daugherty asked Lt. Freedman for information and Lt. Freedman said a Hispanic male was apprehended and taken downtown and deported.

Mr. Barr said the West View Fire Department responded to a call at his residence last week and he wanted to follow up on some of the procedures the Fire Department has. He said, "they entered my home, took a ladder and entered the home, looking for a carbon monoxide detector, I think. A resident called up and reported a beeping." Mr. Barr said it was a carbon monoxide detector that the battery had gone bad and he put the battery back into the unit and threw it in the garbage that was sitting on his porch. He wanted to know if the Fire Department had any carbon monoxide detectors or gauges to check for that? Mr. Schell said there is such equipment on the trucks. Mr. Barr said "I didn't know if they knew what they were looking for or not or why they entered the home."

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President Daugherty said he was aware of the incident and said the Fire Department answered the call, indicating a problem within the residence. They entered the home after hearing the beeping, looking for a small fire, for something that set off the fire alarm. President Daugherty said he would be glad if they came into his house when he was not there if someone had turned in an alarm. If they would not go in and there was an electrical wall fire within the walls and you came home and did not have a house, they would feel responsible.

President Daugherty said if he wanted to know the procedures of the Fire Department, Mr. Barr should attend one of the fire meetings and they will tell him exactly what they do.

Mr. Barr said he went to a meeting where they were going to endorse a candidate for the vacancy on the City Council. President Daugherty asked who was? Mr. Barr said "the Pittsburgh Democratic Committee, as Luke Ravenstahl went onto be the Mayor and they had a vacancy." President Daugherty said they all know that and Mr. Barr said that was the point he was making.

Mr. Barr said "there were seven candidates there and one woman that said that paid firefighters are better than the volunteers." President Daugherty said he did not think so. Mr. Barr said he wanted to hear this from someone else. President Daugherty said that the three Fire Departments have worked wonderfully for all the years he has lived in the Borough. Why the woman made the comment, what her ideas were, President Daugherty did not know.

Mr. Barr said "I wanted to hear this from the people that protect the community and that they had said that their people are better trained." President Daugherty disagreed, saying that all Firefighters go to the same fire school. Mr. Barr said "ok, I don't know how she came to that conclusion, as it wasn't disputed at that meeting." President Daugherty said that was their business, not the Borough's.

#### UNFINISHED BUSINESS

There was no unfinished business.

#### NEW BUSINESS

There was no new business.

#### AGENDA

1. Council to consider the Appointment of a Council Member to fill the vacancy on Town Council due to the resignation of J.R. Henry, Mayor. *Motion to nominated Ralph R. Burchell was made by Mr. Schell and was seconded by Mr. Koerts. Motion was approved and ordered, with the Secretary to cast a vote.* President Daugherty asked Mr. Burchell to come forward and be sworn in by the Mayor. J. R. Henry, Mayor, swore in Ralph R. Burchell as Member of Town Council and Mr. Burchell was applauded by all and he then took his seat on Council.

President Daugherty said, for the Audience's information, Mr. Burchell has been residing in the Borough for the past 25-years, lives on Yale Avenue and has also been serving on the Planning Commission since 2001. Mr. Burchell holds the position of C. P. A. for the past 17 years and holds a Professorship at the University of Pittsburgh, Oakland Campus, and teaches for that Administration in Accounting. President Daugherty welcomed Ralph aboard and was sure he was going to do a good job. Mr. Burchell thanked Council for their appointment and said he

hoped to help keep West View "A Good Place To Live."

00367

2. Council to consider Resolution #1331. *Motion to read Resolution #1331 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.* President Daugherty read Resolution #1331, which is a Resolution authorizing the distribution of the Foreign Fire and Casualty Premium Taxes in the amount of \$86,850.41. *Motion to approve Resolution #1331 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.*
3. Council to consider appointing a Delegate and an Alternate Delegate to the Allegheny County Boroughs Association. *Motion to appoint Daniel Daugherty as Delegate and Joseph Nowark as Alternate Delegate was made by Mr. Schell and was seconded by Mr. Aguglia. Motion was approved and ordered.*
4. Council to consider the results of the October 9<sup>th</sup> Bid Opening for the sale of the 1996 Dump Truck. *Motion to approve the highest Bid received in the amount of \$4,440.00 from Myles Minzenberg of 126 Bellevue Road, Pittsburgh, PA, 15229 was made by Mr. Schell and was seconded by Mr. Nowark. Motion was approved and ordered.*
5. Council to consider the results of the October 9<sup>th</sup> Bid Opening for the 2007 Refuse Collection Bid. Mr. Wolf said the Borough received two Bids, one from Waste Management of PA, Inc. and one from BFI Waste Services of Pittsburgh D.B.A. Allied Waste Services. After reviewing both Bids, Mr. Wolf is recommending Council consider accepting the Bid from Waste Management. The cost per Dwelling Unit per month for 2007 would be \$14.10, \$14.70 for 2008, \$15.32 for 2009 and \$15.98 for 2010. A one-day Tuesday pickup schedule and a Senior Citizen 15% discount is also offered. *Motion to approve the Bid from Waste Management was made by Mr. Schell and was seconded by Mr. Aguglia.* Question on the Motion from Mr. Nowark if this was the same Waste Management Company that we currently use, to which Mr. Wolf said yes. With no further questions, *Motion was approved and ordered.*
6. Council to consider entering into a Memorandum of Understanding with Penn State University to establish a Service Learning Project in conjunction with the West View Revitalization Corporation and authorizing payment of Project expenditures up to \$3,500.00. Mr. Burchell said he had met with 16 Penn State Students, along with their Professor, on a Friday afternoon in the Borough. The whole idea was to obtain Community Development ideas from the Landscape Architecture Program. Mr. Burchell felt this was a good opportunity to get some pre-professional ideas about developing West View. This is a formal program that Penn State offers and is overseen by the Head of the Department and they have done this in other Communities. Mr. Burchell feels the cost is very good and recommends Council consider this matter. *Motion to approve the expenditure of up to \$3,500.00 was made by Mr. Schell and was seconded by Mr. Aguglia. Motion was approved and ordered.*

#### ANNOUNCEMENTS

President Daugherty read his appointments to Committees for 2006 through 2007 as follows:

Public Works Committee

Chairperson Barry G. Schell  
Joseph J. Nowark and William F. Aguglia



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Public Relations and Recreation Committee

Chairperson Mary C. Bernhard  
Barry G. Schell and William F. Aguglia

Finance Committee

Chairperson Ralph R. Burchell  
Barry G. Schell and Joseph J. Nowark

Police and Public Safety Committee

Chairperson Joseph J. Nowark  
Mary C. Bernhard and Ralph R. Burchell

Administrative/Budget Committee

Chairperson Joseph J. Nowark  
William F. Aguglia and Ralph R. Burchell

Fire and Water Committee

Chairperson John W. Koerts  
Barry G. Schell and Ralph R. Burchell

Property and Purchasing Committee

Chairperson William F. Aguglia  
Mary C. Bernhard and John W. Koerts

ADJOURNMENT

With no further Business to come before Council, President Daugherty thanked everyone for attending this evening's Meeting and requested a Motion to Adjourn. *Motion made by Mr. Schell was seconded by Mr. Nowark. Motion was approved and ordered.* The Meeting adjourned at 7:35 p.m.

APPROVED: November 8, 2006

BOROUGH OF WEST VIEW

BY:   
Kenneth J. Wolf  
Secretary/Manager

BY:   
Daniel M. Daugherty  
President of Town Council

BOROUGH OF WEST VIEW

00569

REGULAR MEETING

NOVEMBER 8, 2006

Minutes of the Regular Meeting of the Town Council of the Borough of West View held Wednesday, November 8, 2006 in Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. President Daniel Daugherty called the Meeting to Order at 7:00 p.m., followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag.

Mr. Wolf conducted Roll Call. Council Members present were: President Daniel Daugherty, Vice President Mary Bernhard, Members William Aguglia, John Koerts and Ralph Burchell. Council Members Joseph Nowark and Barry Schell were absent. Also present were: Mayor J.R. Henry, Secretary/Manager Kenneth Wolf, Assistant Secretary Patricia Rapp, Solicitor Fred Baxter, Robert Zischkau from Glenn Engineering and Police Chief Charles Holtgraver.

*Motion to approve the Minutes of the Regular Meeting of Town Council on October 11, 2006 was made by Mr. Aguglia and was seconded by Mrs. Bernhard. Motion was approved and ordered.*

*Motion to approve the payment of General Fund expenditures for net pay and payroll withholding in the amount of \$95,335.64 and payments to vendors in the amount of \$216,636.05 was made by Mr. Koerts and was seconded by Mr. Aguglia. Motion was approved and ordered.*

*Motion to approve the payment of Building Fund expenditures in the amount of \$4,584.94 was made by Mr. Aguglia and was seconded by Mr. Burchell. Motion was approved and ordered.*

*Motion to approve the payment of Liquid Fuel expenditures in the amount of \$4,629.23 was made by Mr. Koerts and was seconded by Mr. Aguglia. Motion was approved and ordered.*

President Daugherty introduced County Council Member Matt Drozd and invited Mr. Drozd to address Council. Mr. Drozd advised Council of various issues confronting County Council, such as the Countywide smoking ban, lost income due to lack of new housing getting on tax roles, Kilbuck Township's problem with Route 65 due to Walmart and plans to introduce an Ordinance regarding projects costing over five million dollars.

President Daugherty thanked Mr. Drozd for attending and said Council would call him with any questions.

REPORTS FROM THE OFFICERS

REPORT FROM THE MAYOR - J. R. Henry, Mayor

The Mayor read his report for the month of October 2006 as follows:

Motor Vehicle Code Violations -

Parking Violations / Tickets	\$1,065.00
Vehicle Code Violations / Magistrate	\$1,179.93
Ordinance & Statute Violations / Magistrate	\$1,431.32

00570

Allegheny County / DUI	\$ 577.89
State Shared / Vehicle Code	\$ 0.00
Total Receipts for the month of October 2006	\$4,254.14

Mayor Henry read a Thank You note received from Richard E. Powell, thanking Council for naming the Perry Highway Park Richard E. Powell Park and for the Resolution from Council.

REPORT FROM THE SECRETARY/MANAGER - Kenneth J. Wolf

Mr. Wolf said Council had been provided with the 2007 Proposed Budget and will consider a Special Workshop Meeting date under Item #1 of the Agenda. Mr. Wolf recommends Council consider having the Meeting Tuesday, November 14, 2006 at 5:30 p.m.

REPORT FROM THE CHIEF OF POLICE - Charles M. Holtgraver

Chief Holtgraver reported the Police responded to 383 calls during the month of October and removed seven abandoned vehicles from the streets.

REPORT FROM THE SOLICITOR - Fred E. Baxter

Mr. Baxter had no report for Council.

REPORT FROM GLENN ENGINEERING - Robert E. Zischkau

Mr. Zischkau had no report for Council.

At 7:10 p.m. Council retired for an Executive Session.

The Meeting resumed at 7:23 p.m.

REPORTS FROM THE COMMITTEES

FINANCE REPORT - Ralph R. Burchell

Wage Tax collection deposits for the month of October totaled \$103,236.13, less \$1,018.42 which were refunds to Individuals and Municipalities. The Borough's net proceeds were \$51,108.86. These funds were deposited into the General Fund Checking account to help offset Borough expenditures in November.

Our Capital Reserve - UDAG CD in the amount of \$26,000.00 matured on October 15<sup>th</sup> and it earned interest in the amount of \$108.77. We purchased a CD on October 15<sup>th</sup> in the amount of \$26,000.00 for 30 days to earn interest.

Our Liquid Fuel CD in the amount of \$176,000.00 matured on October 15<sup>th</sup> and it earned interest in the amount of \$736.30. We purchased a CD on October 15<sup>th</sup> in the amount of \$177,000.00 for 30 days to earn interest.

Our Building Fund CD in the amount of \$167,000.00 matured on October 15<sup>th</sup> and it earned interest in the

amount of \$698.65. We purchased a CD on October 15<sup>th</sup> in the amount of \$168,000.00 for 30 days to earn interest.

Our General Fund CD in the amount of \$600,000.00 matured on October 15<sup>th</sup> and it earned interest in the amount of \$2,510.13. We purchased a CD on October 15<sup>th</sup> in the amount of \$550,000.00 for 30 days to earn interest.

Real Estate Tax collections for the month of October totaled \$79,771.90. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in October.

#### PROPERTY AND PURCHASING REPORT - William F. Aguglia

Mr. Aguglia had no report for Council.

#### PUBLIC WORKS REPORT - Barry G. Schell (Absent)

#### POLICE AND PUBLIC SAFETY REPORT - Joseph J. Nowark (Absent)

#### ADMINISTRATIVE/BUDGET COMMITTEE REPORT - Joseph J. Nowark (Absent)

#### FIRE AND WATER REPORT - John W. Koerts

Mr. Koerts had no report for Council.

#### PUBLIC RELATIONS AND RECREATION REPORT - Mary C. Bernhard

Mrs. Bernhard said the next Crime Watch Meeting would be held on Monday, November 13<sup>th</sup> at the West View Firemen's Building at 7:00 p.m. Ross/West View EMSA will provide the program.

Mrs. Bernhard said she had received several nice letters regarding the Senior Citizen Trip. Mrs. Bernhard was unable to attend the Trip to Bedford and Mr. Schell had gone in her place. The Halloween Parade was a success and Mrs. Bernhard extended her thanks to the Police Department, to the Fire Department, to the Public Works Department, to the VFW Color Guard, to the Office Staff and to the School Guards for their participation. Mrs. Bernhard said the Parade was smaller than usual, with 588 Children registering. The pictures of the Winners are posted in the Borough Window.

Mrs. Bernhard said Light Up Night would be held on Monday, December 4, 2006 at 7:00 p.m. at the Christmas Tree at Center Avenue and Perry Highway. The Children from the Grade School will be entertaining and Mrs. Bernhard invited all to attend.

#### AUDIENCE

President Daugherty welcomed everyone to tonight's meeting on the behalf of Town Council. Mr. Daugherty said "Council welcomes comments from any Borough Resident who would like to do so. All that we ask is that when addressing Council, these procedures be followed:

First, give your name and address and second, please make your comments to the point and within a reasonable time. In turn, if your comments require an answer, Council will try to provide an answer at this time.

If Council cannot provide an answer at this time, they will give the proper directions to help you get the

information you are looking for.

And, I would like to advise you that Council is here to listen to comments and help when it is possible but, Council is not here to debate opinions."

Jim Barr from 200 Frankfort Avenue questioned Council regarding the accuracy of Council's clock, requested an update on the Girty's Run litigation, questioned what the nine minimum controls cost the Borough, questioned Residents diverting their downspouts and wanted to know how many Borough Businesses have moved to Mt. Nebo Point. Mr. Barr also wanted Council to recognize Council Member Drozd. Mr. Barr questioned if we have a County 911 system and wanted to know how the Allegheny County 911 is paid for and will there be an increase in the Millage this year?

President Daugherty answered Mr. Barr's questions. President Daugherty said the clock was accurate and the Meeting began at 7:00 p.m. President Daugherty said, unfortunately, in October, they informed the Borough's Solicitor that the State Supreme Court would not hear our Appeal on our case. Mr. Daugherty said "this was our last chance to defeat the Girty's Run Joint Sewer Authority for payment on work that we do not feel we are responsible for." Mr. Baxter received a communication in the first week of November from the Solicitor of the Girty's Run Joint Sewer Authority requesting a payment for the costs of the work starting in 1997. They fought the request in Court because the Borough felt it was not responsible for the payment of the work done on the holding tanks. Due to Judge Wettick's decision, the cost is \$7,226,982.24, which is all costs relating to Engineering expenses, Legal expenses, Land Acquisition expenses and Construction expenses.

Mr. Daugherty said the Comptroller, along with the Independent Auditor and the Engineer, has the spreadsheet of all those expenses and they are verifying all invoices and all related materials for payment. After this takes place, President Daugherty said they will have to find a way to pay for it.

President Daugherty said they would have to go after bonding, possibly a 30-year Bond Issue, and is unsure how much the User Fees will go up to cover the Bond Issue. President Daugherty said they would have had to pursue a Bond Issue in 1997 to pay for the costs pertaining to the construction of the holding and/or retention tanks, as the cost in 1997 was in the millions of dollars.

President Daugherty said other Municipalities floated Bond Issues back then and contributed to it and had raised their User Fees to pay for it. President Daugherty said the 30-year Bond Issue is being looked into and felt the raise in User Fees should not hit Residents all at once, but was unable to give an exact answer at this time on how much or how often User Fees would go up. The Borough has no choice on this matter, as this is the decision the Court has passed down. President Daugherty said the Court has said that we are part of it, in accordance with the 1987 Agreement for the maintenance of the 30-inch transition main through Girty's Run. Mr. Daugherty said this is not the Borough's belief, but the Court says that we are.

President Daugherty said there are no other requirements the Borough must comply with through the Court decision, other than the payment of the approximate \$7.5 million. President Daugherty said this matter will be taken care of through a Bond Issue, as they would have had to do in 1997.

President Daugherty said he had no facts or dollar figures for the yearly cost of carrying out the nine minimum controls in the Borough, but explained what the Borough has done to date. President Daugherty said it was explained to us by the DEP in 1987 that Boroughs were to go back and work on their systems, which we have done. Mr. Daugherty said we have expended approximately one million four-hundred thousand dollars on the Borough's system to make it what it is supposed to be.



President Daugherty said we did what we were supposed to do, as the User Fees were going back into the system, as it was supposed to do.

President Daugherty said the Borough is permitted to have combined sewer systems and did not see the Residents having to divert their downspouts in the immediate future. The Lowrie's Run system has been taken care of with dye testing and the only other system in the Borough is the Girty's Run system. The Borough combined sewer permit runs in 5-year periods and there are no immediate or pending plans for change by the Regulatory Authority.

President Daugherty said all of the other Municipalities having combined sewer systems comply with the nine minimum controls, such as West View and Millvale, and Ross Township and McCandless Township are primarily separate.

President Daugherty did not know how many Businesses have relocated from West View to the Mt. Nebo Point shopping complex. President Daugherty said no other surrounding Municipality had the right to tell the Borough what Businesses were allowed into the Borough when our Shopping Complex was being built. President Daugherty said other Municipalities, like Bellevue and Avalon, did not interfere with us and said Council would not interfere with this matter in any other Municipality.

President Daugherty said Council will take recognizing Council Member Drozd under consideration.

President Daugherty said the Allegheny County 911 System that is mandated for use within the Borough is paid for by Residents through a surcharge within their telephone bills and Residents, including Mr. Barr, have been paying this fee for years. President Daugherty asked Mayor Henry to explain the advantages of being part of a Countywide 911 system.

Mayor Henry said he knows that Mr. Barr has attended all of the Borough Meetings and has read the Borough Minutes and, over these past 8-years, said Mr. Barr has heard continual updates regarding the progression of the Countywide 911 System. Mayor Henry feels that, on the larger scale, there are definite advantages to the System, especially since there are no more direct dollars coming out of the Borough's Budget, but is paid for by the Telephone Surcharge. Mayor Henry said that the 911 System is definitely advantageous, even though the County had a recent problem with their computer and missed more than 100 calls.

President Daugherty said Council has a preliminary proposed Budget, which has not been discussed by Council yet. They will be working on the Budget on the 14<sup>th</sup> and is very sure there would be no increase in Millage. After Council answered all of Mr. Barr's questions and nothing further for Council and took his seat in the Audience and President Daugherty thanked him for addressing Council.

Mr. Bill Munsch from 30 Mineola Avenue addressed Council, requesting their help to solve a parking issue along Mineola Avenue. A Woman residing at 38 Mineola Avenue addressed Council at the same time as Mr. Munsch and said Mr. James Martin from 272 Highland Avenue parks three to five vehicles on Mineola in front of their residences and leaves them parked there for a week at a time. The Residents said they have never had a parking problem prior to Mr. James Martin parking vehicles there.

Both President Daugherty and Mayor Henry advised that, if the vehicles are legally parked, legally inspected and registered and roadworthy, they are permitted to park on the street and Council's hands would be tied with this problem. However, President Daugherty advised the Residents talk to the Chief of Police and Mayor Henry regarding this matter, who will talk to Mr. Martin and look into the possibility of handicapped parking spaces and will try to find a legal alternative to their problem. Chief Holtgraver advised that no complaint has been filed through the Police prior regarding this matter but will try to help

the Residents. Mayor Henry said the issue of Borough Parking Permits had been looked into in the past. Mayor Henry said the Borough roads were designed in 1905 and there was maybe one vehicle per household. Mr. Henry said Residents now have multiple vehicles per household, which would be legally allowed parking by a Permit and felt Permits were not the answer. Mayor Henry felt on-street parking is difficult and does pose a problem, but advised that if the vehicles parked are legally parked, Council could not get involved in a Civil matter. However, Mayor Henry said that he will take the matter of this complaint up with the Chief of Police for the Residents and will do everything that he can. President Daugherty thanked the Residents for addressing Council.

Mr. Dave Urban from 60 Lakewood Avenue addressed Council with his concerns about paying the \$7.5 million due to the Girty's Run Joint Sewer Authority. President Daugherty explained that Borough Residents currently pay 81 cents per 1,000 gallons used to the Waste Water Department and the collection of this amount will be experienced by Residents in their Waste Water bills as User Fees once all of the specifics of the Bond are worked out. President Daugherty said the \$7.5 million will be paid back, not in one lump sum, but Girty's Run expects a partial payment by the end of this month. President Daugherty said the amount due was not something they could have prepared for, as it was not known what the dollar amount would be and it was not known that they would lose the Case.

President Daugherty said this will not be a monetary item in the Borough's Budget, as this is not a matter through the Borough of West View, but through the Municipal Authority of the Borough of West View Waste Water Department. Mr. Daugherty thanked Mr. Urban for addressing Council.

Mayor Henry made a comparison for Mr. Urban and the Audience to help explain the decision of the Court. Mr. Henry said that had the Borough not contested the paying the amount in 1997, we would have had to pay about \$5 million. By arguing the Case, plus or minus the Legal fees, we would have been paying the same amount of money. Mayor Henry said the Borough still does not agree with the Court's decision, but we have to comply. The Borough Residents have been paying a much lower User Fee per 1,000 gallons since 1997 than Residents of Millvale, Ross, Shaler and Reserve Townships. Mr. Henry asked Residents to keep in mind that the Bond Issue would have had to been done in 1997 had the Borough not fought this matter in Court, Residents would have been paying higher rates since 1997. Though Mr. Henry hated to use the phrase, it was either pay me now or pay me later.

Mayor Henry said now that the Borough has lost the Case, the \$7.5 million will have to be paid retroactively. The Borough is not being penalized for not paying, this would have been \$5 million plus interest due from 1997. Mayor Henry said Council takes this matter very seriously and thanked Council for the opportunity to explain this matter further to the Audience.

#### UNFINISHED BUSINESS

There was no Unfinished Business.

#### NEW BUSINESS

Mayor Henry reported on the behalf of Chairman Nowark, who could not be here this evening. Mayor Henry said that the Police and Public Safety Committee had been sitting in as an AD HOC Member and are continuing negotiations with the Police Association. Mr. Henry said they are making significant progress and hope to have an announcement for Council by the next Meeting.

## AGENDA

00075

1. Council to consider approving a Meeting Date for the Budget Workshop Meeting. Mr. Wolf requested Council's permission to advertise the Meeting date for Tuesday, November 14, 2006 at 5:30 p.m. *Motion to approve the request was made by Mr. Koerts and was seconded by Mr. Burchell. Motion was approved and ordered.*
2. Council to consider the West View Chamber of Commerce proposal in the amount of \$1,310.00 for the restoration of the Monument located at West View Elementary School. Mr. Wolf clarified that five entities would be participating in this Proposal, being the Borough, the North Hills School District, the West View Chamber of Commerce, the West View Volunteer Fire Department and the Veteran's of Foreign Wars Post #2754. The Borough's share would be \$1,310.00. *Motion to approve the Proposal was made by Mr. Aguglia and was seconded by Mr. Koerts. Motion was approved and ordered.*
3. Council to consider accepting the 2006 - 2007 DARE Grant in the amount of \$4,020.00. Police Chief Holtgraver said Council had accepted DARE Grants in the past and the Borough's DARE Program is very successful. Chief Holtgraver said that if one Child is kept from using drugs due to this Program, then it is well worth it. *Motion to accept the \$4,020.00 DARE Grant was made by Mr. Aguglia and was seconded by Mrs. Bernhard. Motion was approved and ordered.*

## ANNOUNCEMENTS

There were no Announcements.

## ADJOURNMENT

With no further Business to come before Council, President Daugherty thanked everyone for attending tonight's Meeting and requested a Motion to Adjourn. *Motion to adjourn was made by Mrs. Bernhard and was seconded by Mr. Koerts. Motion was approved and ordered.* The Meeting adjourned at 8:03 p.m.

APPROVED: December 13 2006

BOROUGH OF WEST VIEW

BY:   
Kenneth J. Wolf  
Secretary/Manager

BY:   
Daniel M. Daugherty  
President of Town Council

00076

BOROUGH OF WEST VIEW

SPECIAL MEETING

NOVEMBER 14, 2006

Minutes of the Special Workshop Meeting of the Town Council of the Borough of West View held Tuesday, November 14, 2006 in Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. The Meeting was called to order by President Daugherty at 5:36 p.m., followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag.

Council Members present were: President Daniel Daugherty, Vice President Mary Bernhard, Member John Koerts and Member Ralph Burchell. Also in attendance were: Kenneth Wolf, Secretary/Manager and Patricia Rapp, Assistant Secretary.

Council Members William Aguglia, Joseph Nowark and Barry Schell were not present.

President Daugherty read the Official Notice that was advertised November 13, 2006 as follows:

Notice is hereby given that the Town Council of the Borough of West View will hold a Special Meeting on Tuesday, November 14, 2006 at 5:30 p.m. at the West View Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. The purpose of the Special Meeting is for Town Council to discuss the Proposed Budget for the Year 2007.

No other Business will be considered.

President Daugherty said this was an informal workshop for Members to discuss the Budget for 2007.

There was no one in attendance in the Audience.

President Daugherty said the 2007 Proposed Budget had been based on \$3,702,465.00 for Revenues and Expenses, at a 5.68 Millage, which calls for no increase in taxes over 2006.

The Breakdown for Revenues and Expenses is as follows: General Fund \$2,787,230.00, Building Fund \$139,365.00, Liquid Fuel Fund \$127,900.00, Capital Reserve UDAG \$0.00, Proprietary Fund \$647,970.00, for a Total of \$3,702,465.00.

Real Estate Tax - Non Certified 2007 Assessments - \$258,572,136.00, 2006 Certified Assessment - \$258,544,070.00, Average Assessment Used - \$258,558,103.00, with Full Face at 5.68 Mills \$1,468,610.00, less 4% (2% Discount and 2% Uncollectible) \$1,409,865.00.

The Tax Anticipation Loan for 2007 would be \$400,000.00 and Full Time Employees would receive a 2% wage increase and the Part Time Employees would receive a .21¢ per hour Increase.

Mr. Daugherty requested Mr. Wolf address each Account Item within the Budget.



Mr. Wolf addressed Council of the 2007 Proposed Budget.

00577

\* The entire 2007 Proposed Budget is on file at the Borough Office and is available for review\*

\*Only the Account Items addressed or commented on are noted\*

#### General Fund - Revenues

301 Real Property Taxes - \$1,755.00 or .01% Increase

310 Local Enabling Taxes - \$15,970.00 or 2.2% Increase

319 Penalties and Interest on Delinquent Taxes - \$3,000.00 or 37.0% Increase

321 Business Licenses and Permits - \$10,200.00 or 10.6% Increase

Mr. Burchell asked Mr. Wolf to clarify the increases, to which Mr. Wolf said any increase mentioned would be over the 2006 budgeted figures.

322 Non-Business Licenses & Permits - No Change

331 Fines - \$2,000.00 or 4.7% Increase

341 Interest Earnings - \$8,000.00 or 114.3% Increase

Mr. Burchell asked Mr. Wolf about the substantial increase. Mr. Wolf said the Interest Rates have been up.

355 State Shared Revenue & Entitlements - \$21,935.00 or 31.5% Increase

357 Local Government Unit Cap & Grants - \$15,285.00 or 12.4% Increase

359 Government / Authorized Payment in Lieu of Tax - \$400.00 or 19.0% Increase

361 General Government Charges for Services - No Change

361 Tax Collection Fees - \$300.00 or 0.9% Increase

362 Special Police Services - \$320.00 or 0.5% Increase

363 Highways and Streets - \$260.00 or 0.6% Increase

364 Sanitation - No Change

380 Miscellaneous Revenue - No Change

President Daugherty questioned Mr. Wolf regarding Workers' Compensation. Mr. Wolf said the Increase in Workers' Compensation is listed under Expenditures in Accounts 486.

387 Contributions & Donations - No Change

399 Balance Forward - \$16,785.00 or 53.0% Increase



Total General Fund Revenues \$2,787,230.00 - \$96,210.00 or 3.6% Increase

Mr. Wolf said the proposed Budget for General Fund Revenues reflects an Increase of \$96,210 or 3.6% over Year 2006. Mr. Burchell questioned the payment of Special Police and School Guards. Mr. Wolf said the Borough pays one-half of their Salaries and the North Hills School District pays one-half of their Salaries. The School District also reimburses the Borough for special services, such as security for the football games.

#### General Fund - Expenditures

400 Legislative (Governing) Body - \$4,000.00 or 13.7% Increase

Mr. Wolf said this Increase is due to Act 77 monies that have not been paid. Act 77 involves the North Hills School District and Ross Township and West View spending the funds to benefit a Joint School Project.

401 Executive (Mayor/Manager) - \$1,205.00 or 1.4% Increase

President Daugherty questioned the Increase in Administration's Salaries, to which Mr. Wolf said a 2% Increase is proposed.

402 Financial Administration - \$1,400.00 or 14.1% Increase

403 Tax Collection - \$1,325.00 or 1.5% Increase

404 Law - No Change

Mr. Burchell questioned the 2006 Projected Year End figure of \$36,410.00 and the 2007 Budgeted figure of \$14,200.00. Mr. Wolf said the 2006 figure included legal fees incurred due to personnel/termination matter.

405 Assistant Borough Secretary - \$875.00 or 2.0% Increase

408 Engineer - No Change

410 Police - \$6,980.00 or 0.8% Increase

Mr. Wolf noted there is still a \$45,000.00 allowance he is keeping under Payment & Purchase / Machine & Equipment.

411 Fire - \$1,720.00 or 2.4% Increase

413 Protective Inspections - No Change

414 Planning and Zoning - No Change

421 Health and Sanitation - No Change

430 Public Works - \$2,030.00 or 0.9% Increase

Mr. Wolf noted the \$70,000.00 he has kept for Payment & Purchase / Machine Equipment.

431 Highway Maintenance / Street Cleaning - \$245.00 or 0.8% Increase

432 Highway Maintenance / Snow & Ice - \$360.00 or 0.7% Increase

00079

433 Highway Maintenance / Signs & Signals - \$145.00 or 0.7% Increase

4: 434 Highway Maintenance / Street Lighting - \$15.00 or 0.4% Increase

President Daugherty questioned in amount of \$15.00 for an Increase. Mr. Wolf said this is due to the 2% increase in wages.

435 Highway Maintenance / Guard Rails/Steps/Walks - \$85.00 or 0.6% Increase

436 Highway Maintenance / Storm Sewer & Sewer - \$230.00 or 0.8% Increase

437 Highway Maintenance / Machinery & Equipment Repair - \$115.00 or 0.8% Increase

438 Highway Maintenance / Highway & Bridge Repair - \$725.00 or 0.7% Increase

Mr. Burchell questioned if all of the Highway Maintenance Increases were due to the 2% Increase in wages, to which Mr. Wolf said yes.

439 Highway Maintenance / Highway Construction & Rebuild - \$30,065.00 or 13.2% Increase

454 Parks - \$535.00 or 3.4% Decrease

4. President Daugherty questioned the Decrease in this Item. Mr. Wolf said it was due to the Summer Recreation Program running six weeks instead of eight weeks. Mrs. Bernhard felt the Summer Recreation Program ran much smoother only being held six weeks and it will probably continue at six weeks in the future.

456 Library & Bookmobile - \$420.00 or 5.0% Increase

457 Civil & Military Celebrations - No Change

458 Senior Citizen & Recreation - \$3,435.00 or 15.1% Decrease

Mr. Wolf said the decrease is due to the Senior Trolley running two days instead of three days.

471 Debt Principal - \$5,000.00 or 9.1% Increase

472 Debt Interest - \$2,645.00 or 6.9% Increase

483 Retirement & Pension Contribution - \$21,735.00 or 32.5% Increase

486 Insurance Premiums - \$11,645.00 or 7.1% Increase

pi Mr. Burchell questioned Workman's Compensation 2006 Projected Year End of \$62,160.00 and the \$91,975.00 for 2007. Mr. Wolf said the \$91,975.00 would be budgeted for worst case scenario, since the M Borough sometimes receives refunds from Workers' Compensation MRM Program.

487 Employee Benefits - \$7,465.00 or 2.3% Increase


00082

President Daugherty felt Mr. Wolf had done a nice job and thanked everyone for attending the Workshop Meeting. *Motion to Advertise the Budget was made by Mrs. Bernhard and was seconded by Mr. Koerts. Motion was approved and ordered. Motion to Adjourn was made by Mrs. Bernhard and was seconded by Mr. Burchell. Motion was approved and ordered. The Meeting adjourned at 6:03 p.m.*

APPROVED: December 14 2006

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 13, 2006

Minutes of the Regular Meeting of Town Council held Wednesday, December 13, 2006 in Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. President Daugherty called the Meeting to Order at 7:00 p.m. followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag. Five People were attending in the Audience. Mr. Wolf conducted Roll Call.

Council Members present were: President Daniel M. Daugherty, Vice President Mary C. Bernhard, Members Joseph J. Nowark, Barry G. Schell, William F. Aguglia, John W. Koerts and Ralph R. Burchell. Also attending were: Mayor J.R. Henry, Secretary/Manager Kenneth J. Wolf, Assistant Secretary Patricia Rapp, Solicitor Fred E. Baxter, Jr., Robert Zischkau from Glenn Engineering, and Chief of Police Charles M. Holtgraver.

*Motion to approve the Minutes of the Regular Meeting of Town Council on November 8, 2006 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.*

*Motion to approve the Minutes of the Special Meeting of Town Council on November 14, 2006 was made by Mr. Schell and was seconded by Mr. Burchell. Motion was approved and ordered.*

*Motion to approve the payment of General Fund expenditures for net pay and payroll withholding in the amount of \$95,314.64 and payments to vendors in the amount of \$63,237.54 was made by Mr. Aguglia and was seconded by Mr. Schell. Motion was approved and ordered.*

*Motion to approve payment of Building Fund expenditures in the amount of \$4,972.77 was made by Mr. Nowark and was seconded by Mr. Koerts. Motion was approved and ordered.*

*Motion to approve payment of Liquid Fuel Fund expenditures in the amount of \$4,629.23 was made by Mr. Nowark and was seconded by Mr. Burchell. Motion was approved and ordered.*

## REPORTS FROM THE OFFICERS

## REPORT FROM THE MAYOR - J. R. HENRY, MAYOR

Mayor Henry read his report for the month of November 2006 as follows:

Motor Vehicle Code Violations -	
Parking Violations / Tickets	\$ 525.00
Vehicle Code Violations / Magistrate	\$ 1,455.33
Ordinance & Statute Violations / Magistrate	\$ 350.07
Allegheny County / DUI	\$ 366.13
State Shared / Vehicle Code	\$ 0.00
 Total Receipts for November 2006	 \$2,696.53

Mayor Henry requested an Executive Session be held in conjunction with the Police and Public Safety Report prior to the Agenda to discuss a Personnel matter.

00384

REPORT FROM THE SECRETARY/MANAGER - KENNETH J. WOLF

Mr. Wolf had no report for Council but would address any Item under the Agenda, should Council desire.

REPORT FROM THE CHIEF OF POLICE - CHARLES M. HOLTGRAVER

Chief Holtgraver reported the Police responded to 350 Complaints in the month of November 2006.

REPORT FROM THE SOLICITOR - FRED E. BAXTER, JR.

Mr. Baxter had no report for Council.

REPORT FROM GLENN ENGINEERING - ROBERT E. ZISCHKAU

Mr. Zischkau had no report for Council.

REPORTS FROM THE COMMITTEES

FINANCE REPORT - RALPH R. BURCHELL

Mr. Burchell read the Finance Report for the Month of November 2006 as follows:

Wage Tax collection deposits for the month of November totaled \$77,026.13, less \$1,114.34 which were refunds to Individuals and Municipalities. The Borough's net proceeds were \$37,955.90. 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 \$26,000.00 matured on November 14<sup>th</sup> and it earned interest in the amount of \$110.90. We purchased a CD on November 14<sup>th</sup> in the amount of \$26,500.00 for 30 days to earn interest.

Our Liquid Fuel CD in the amount of \$177,000.00 matured on November 14<sup>th</sup> and it earned interest in the amount of \$755.03. We purchased a CD on November 14<sup>th</sup> in the amount of \$177,000.00 for 30 days to earn interest.

Our Building Fund CD in the amount of \$168,000.00 matured on November 14<sup>th</sup> and it earned interest in the amount of \$716.64. We purchased a CD on November 14<sup>th</sup> in the amount of \$169,000.00 for 30 days to earn interest.

Our General Fund CD in the amount of \$550,000.00 matured on November 14<sup>th</sup> and it earned interest in the amount of \$2,346.16. We purchased a CD on November 14<sup>th</sup> in the amount of \$525,000.00 for 30 days to earn interest.

Real Estate Tax collections for the month of November totaled \$29,116.35. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in November.

PROPERTY AND PURCHASING REPORT - WILLIAM F. AGUGLIA

Mr. Aguglia had no report for Council.



Mr. Schell said the Borough Public Works Department had taken possession of the new F350 Pickup Truck. Two-Hundred Ton of Salt has been ordered and the Road Crew is taking care of the Salt Boxes and also equipping the Trucks for Winter. Christmas Tree pickup will be conducted by the Road Crew during the week of January 1 through 8, 2007. The Public Works Department has been patching holes, maintaining vehicles, maintaining the storm and sanitary sewers and has ended the Street Sweeping Program as of November 9, 2006. The Crew has been busy fixing and replacing various traffic signs.

POLICE AND PUBLIC SAFETY REPORT - JOSEPH J. NOWARK

Mr. Nowark had no report for Council.

At 7:05 p.m. Council retired for an Executive Session.

At 7:25 p.m. the Meeting resumed.

ADMINISTRATIVE/BUDGET COMMITTEE REPORT - JOSEPH J. NOWARK

Mr. Nowark had no report for Council.

FIRE AND WATER REPORT - JOHN W. KOERTS

Mr. Koerts had no report for Council.

PUBLIC RELATIONS AND RECREATION REPORT - MARY C. BERNHARD

Mrs. Bernhard reported on the letter she had received from the Holy Family Institute, thanking the Borough for their donation of the candy bags from Halloween. Mrs. Bernhard said College-Aged Students can apply after the 1<sup>st</sup> of the Year at the Borough Building for the Supervisor positions at this year's Summer Recreation Program. Mrs. Bernhard said they are working on the plans for the Winter Blues Party for the Senior Citizens for the Spring of 2007.

Mrs. Bernhard said the Crime Watch Meeting held in December addressed Identity Theft and Officer Matt Holland had attended the Meeting. Mrs. Bernhard advised Residents to call 911 to report any suspicious activity in the Borough.

AUDIENCE

President Daugherty welcomed everyone to tonight's meeting on the behalf of Town Council. Mr. Daugherty said "Council welcomes comments from any Borough Resident who would like to do so. All that we ask is that when addressing Council, these procedures be followed:

First, give your name and address and second, please make your comments to the point and within a reasonable time. In turn, if your comments require an answer, Council will try to provide an answer at this time. If Council cannot provide an answer at this time, they will give the proper directions to help you get the information you are looking for.

And, I would like to advise you that Council is here to listen to comments and help when it is possible but, Council is not here to debate opinions."

0828 Robert Lacher from West View Towers said he had trouble with traffic by the Beauty Academy and KMart and had talked to Mr. Wolf. Mr. Wolf had orange barrels put on site and Mr. Lacher said this made the situation better. Mr. Lacher questioned if there would be sidewalks at this site after construction. Mr. Wolf said he had requested orange barrels be put on the site and then stopped down to follow up on Mr. Lacher's complaint. The orange barrels will remain for Pedestrian safety throughout the construction. Mr. Wolf said permanent sidewalks would be installed as part of the approved Plans. Mr. Lacher questioned Agenda Item #3. President Daugherty said the Authority may have wanted to extend the life of the Authority but they have changed their mind. Mr. Daugherty and Mr. Nowark believe Council may reject the Ordinance.

Joel Ballon from 479 Perry Highway requested clarification on the financials from Girty's Run. Mr. Ballon said there was a difference in figures, with papers talking about 3.9 Million. The \$7,226,982.24 that Mr. Daugherty had stated is the Basic figure, rounded off at \$7,227,000.00. Mr. Ballon thought it was 25% of 12 Million, which would be 3 Million. President Daugherty said the total cost of their job would have brought the figure to 3.9 Million. Mr. Daugherty said they first started the Project off at 20 Million Dollars and we were looking at 5 Million Dollars as our 25%, but after construction, the cost changed to our share being over 3 Million Dollars. President Daugherty said the exact figures on the cost are not available yet, as the Consultants, Auditors and Comptroller are checking over all of the documentation to evaluate the costs.

Mr. Ballon questioned sidewalk obstruction and asked why the Borough is a partner in cigarette advertisements. He said the Shell Station at Center and Perry has a sign taking up about 60% of the sidewalk and wanted to know the Borough's position. President Daugherty said there is a billboard in front of Mr. Ballon's property that takes up over 75% of the sidewalk which advertises the Constitution Party. President Daugherty said the Borough is not a part of cigarette advertising and if the sign is encroaching on where People walk, the Police and the Borough Manager will handle this matter. Mr. Daugherty said the Borough is not advertising cigarettes.

Mr. Ballon felt the Council clock was not right. President Daugherty said the Meeting started at 7 o'clock. Mr. Ballon said it is not the correct time. Mr. Daugherty said that was Mr. Ballon's opinion and the Meetings will start at 7 o'clock. Mr. Ballon began arguing and Mr. Daugherty said that was enough and asked if Mr. Ballon had something else to talk about. Mr. Ballon had nothing else to say to Council.

Jim Barr from 200 Frankfort Avenue addressed Girty's Run and wanted an itemized statement of all the costs, construction, interest, fees and any other costs. President Daugherty said Mr. Barr would have to go to Girty's Run Joint Sewer Authority to get all construction cost related fees, as they did the construction.

Mr. Daugherty said 3.9 Million Dollars is our 25%, according to them and the Judge, that we owe for their construction and all their costs included. Mr. Barr said he wanted the costs clearly separated. Mr. Daugherty told Mr. Barr to Girty's Run to get this if he wanted invoices. President Daugherty said they are still evaluating their request for settlement and the request is being checked out by Auditors.

Mr. Barr wanted an explanation on the quote from the Mayor, being pay them now or pay them later. Mr. Daugherty said it would not have been any different if we would have rolled over back in 1997 and said we will get \$5 Million Dollars and give it to you. Mr. Daugherty asked Mr. Barr how he thought we would have gotten \$5 Million Dollars? We would have had to have borrowed it and paid for it and paid for the interest. Mr. Daugherty said it is the same for when you would borrow money to buy a House and said you don't get borrowed money for nothing. Mr. Daugherty said we don't have 5 Million or 3.9 Million Dollars sitting in the Bank, so naturally you have to go out and make a Bond Issue, pay the interest for it, like a 20 or 30-year Mortgage.

00587  
Mayor Henry explained that had the Borough accepted or paid the original agreement in the amount of 5 Million Dollars requested in 1997, with the interest and the principal, we would have been paying roughly the same amount. Mayor Henry said we do not have the exact breakdown at this time, as volumes of information must be thoroughly checked and verified prior to any payment being made and any information being released.

Mayor Henry said information will be released whenever it becomes available, once it's verified and satisfied and told Mr. Barr to see Girty's Run for supporting documentation for the 3.9 Million Dollars worth of construction. Mr. Barr wanted Mr. Daugherty to restate this clearly. President Daugherty said that he has probably restated this 300 times in the last 9 years and Mr. Barr has been here during these meetings, but he would restate this matter again.

President Daugherty said "In 1987, there was a mandate on taps and they were held up until Girty's Run Joint Sewer Authority and the Water Authority worked out some type of agreement for the maintenance for the transmission main for the Girty's Run Joint Sewer. We got together on that and, basically, what the agreement was, was the maintenance of the 30-inch line. At that time, we were all told to go back, it was Reserve Township, Millvale, Shaler and Ross Township, who belonged to the Girty's Run Joint Sewer Authority, to go back into their own Communities and work on their feeder lines that go into the transmission main and to tighten them up and to work on them, so that storm water wouldn't be getting into there and going down into Girty's Run transmission main. We went back and we did that, we worked on that. We supposed and we thought the other Communities were doing the same thing. My understanding is they did that for a while but after two or three years, they started listening to their Engineer, who said it was too expensive to do that way in their Communities, he came to them with an idea of these retention tanks. We never really heard from Girty's Run Joint Sewer Authority until about nine years later. They had already put a study together, they had already submitted it to DEP about the retention tanks. When we found out about it, it was too late. They never communicated with us. When we went down and asked them about it, we said we need some time to think about this, as we don't feel we were responsible for this, for the retention tanks, because we went back and did the work we were supposed to do. So far, we have over One Million Four-Hundred Thousand Dollars in our lines for work we were supposed to do, following the mandates by the DEP."

President Daugherty further explained by saying "We felt at that time, according to the agreement, we were not responsible for the retention tanks. What they were told, that it was too expensive to go back and work on their own systems and if they put the retention tanks in, it was the least expensive way to go and they wouldn't have to work on their systems. The retention tanks were for them, we have two diversion structures and we were working on our lines and we were doing what we were supposed to do. That's why we objected what they wanted from us, that's why we went to Court. If we wouldn't have went to Court, we would have been paying \$2.38 a thousand more than you are paying right now for your user's fee for the last nine years. We fought the case and we lost. Now you're going to have to pay for it, we have no other choice. We would have had to have paid for it nine-years ago. And, you would have been paying a rate of \$2.45 a thousand. Our rates for the user's fee is 81¢ per thousand gallon and it was only 50¢ up until 1992."

President Daugherty said "We were doing the work with what we were getting. We did our job. That's why we objected to it. We fought it. We lost and there is nothing we can do about it now. And that's the story of the Girty's Run Joint Sewer Authority."

Mayor Henry added "We wanted to make sure the Judge understood, but unfortunately he didn't, is that we only contribute 4% of the flow to Girty's Run. That was all studied and even during the Wet Weather Project, our maximum flow is only about 15%." President Daugherty said "We are not overloading the line, and this is what he is trying to tell you, but we are being accused of it and they feel that we are

responsible for their problems, not ours."

Mr. Barr wanted to know what the new rate would be. President Daugherty said they had no idea. Mr. Barr became argumentative and began yelling and President Daugherty said for Mr. Barr to keep his voice down and if not, would ask him to sit down. Mr. Barr asked who would pay for this and then asked for clarification between West View Borough and West View Waste Water Authority.

President Daugherty said "I've done that before but I will do it again. Make sure that you get this all in the Minutes, please."

President Daugherty said "West View Authority was created by West View Borough back in 1942. It was the West View Council that created it, as they are the governing body. They created and posted the Board Members on there and basically, is separate and runs by itself. This Council does not tell West View Water Authority how to operate their business. It is run by a Board of Directors." President Daugherty explained how Council appoints Board Members to the Authority when there is an opening on the Board, and then in turn, the Board runs the Authority. Mr. Daugherty said the Borough created it and appoints Board Members to the Authority, but they are a separate entity.

Mr. Barr questioned who would float the Bond. President Daugherty said HT Capital is looking at the Bond issue right now and West View Borough would float the Bond. Mr. Barr questioned why the Borough did not join Girty's Run Authority. President Daugherty said we were doing the work that we were supposed to and felt that if we joined them that our money would be used for work in other Communities. We felt it was better to put our 50¢ per thousand gallon back into our own system. We knew where our money was going and were taking care of our system, our obligations and that's why we didn't join.

Mr. Barr questioned what the rates going to be. President Daugherty said he had told Mr. Barr this three times, that they did not know. Mr. Barr became argumentative and Mr. Daugherty asked Mr. Barr to move onto something else. Mr. Barr continued arguing and President Daugherty said "We are not going to listen to it anymore. If you have something else then bring it up. If you don't, please take your seat."

Mr. Barr wanted an explanation of the policy to fill vacancies. President Daugherty said Council picks the most qualified person and appoints them. Mr. Daugherty explained how interested people may address individual Council Members, or may talk to or remit letters to the Borough Manager. President Daugherty said Mr. Barr could submit his name for consideration.

Mr. Barr questioned the considered appointments of Ms. Whelan and Mr. Doerfler and wanted to know who asked them if they are interested. President Daugherty said he had talked to both, as he knew of the two resignations over a month ago, which is no violation of the Sunshine Law. Council Member Nowark explained how many Residents who are active and/or volunteer in the Community have asked to be considered for vacant positions.

Mr. Daugherty asked if Mr. Barr had anything else. Mr. Barr and Mr. Nowark began arguing and Mr. Daugherty stopped the argument. President Daugherty hit the gavel to call the Meeting back to order. President Daugherty said Mr. Barr been on the floor for half an hour and asked him to take his seat, as he had enough time on the floor. Mr. Barr argued, saying "We've gone through this before, I'll tell you when I had enough." President Daugherty had the Chief of Police escort Mr. Barr to a seat in the Audience.

Mr. Barr took a seat in the audience at 8:02 p.m.

President Daugherty asked if anyone else wanted to address Council.



Mr. Dave Urban from 60 Lakewood Avenue questioned Council about the Port Authority busses that constantly run and create fumes at the West View Shopping Center. Chief Holtgraver said the busses there do not run anymore. He personally took care of this problem and busses that layover there do not run, they turn off their engines.

Mr. Urban felt it would be nice if those that are to be considered for an Appointment would attend the Meeting so people could see who they are. President Daugherty said Council would consider this matter.

#### UNFINISHED BUSINESS

There was no unfinished business.

#### NEW BUSINESS

There was no new business.

#### AGENDA

1. Council to consider approving Ordinance #1437, which fixes the Tax Rate for the Year 2007 at 5.68 Mills. *Motion to read Ordinance #1437 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.* President Daugherty read Ordinance #1437, which is an Ordinance fixing the tax rate for the Year 2007 at 5.68 Mills. *Motion to approve Ordinance #1437 was made by Mr. Nowark and was seconded by Mr. Aguglia. Motion was approved and ordered.*
2. Council to consider approving Ordinance #1438, which appropriates specific sums (\$3,702,465.00) required for Year 2007. *Motion to read Ordinance #1438 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.* Solicitor Baxter said it was appropriate to read Ordinance #1438 by Title only. President Daugherty read Ordinance #1438. *Motion to approve Ordinance #1438 was made by Mr. Nowark and was seconded by Mr. Burchell. Motion was approved and ordered.*
3. Council to consider approving Ordinance #1439, which adopts an Amendment to the Articles of Incorporation of the Municipal Authority of the Borough of West View. *Motion from Mr. Nowark to remove this Ordinance from Consideration, as he feels it is inappropriate for consideration at this time. Motion was seconded by Mr. Schell. Motion was approved and ordered.*
4. Council to consider approving Resolution #1332, which authorizes the Commonwealth of PA to collect additional Real Estate Deed Transfer Taxes. *Motion to read Resolution #1332 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.* Solicitor Baxter recommended reading the Resolution's title only due to the length. President Daugherty read Resolution #1332. *Motion to approve Resolution #1332 was made by Mr. Schell and was seconded by Mr. Burchell. Motion was approved and ordered.*
5. Council to consider approving Resolution #1333, which requires the Participants of the Police Pension Plan to contribute zero percent (0%) for the Year 2007. *Motion to read Resolution #1333 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.* President Daugherty read Resolution #1333. *Motion to adopt Resolution #1333 was made by Mr. Nowark and was seconded by Mr. Aguglia. Motion was approved and ordered.*
6. Council to consider approving Resolution #1334, which obtains a \$400,000.00 Obligation Bond through PNC Bank with an interest rate of 3.87%. *Motion to read Resolution #1334 was made by Mr. Nowark and was seconded by Mr. Schell. Motion was approved and ordered.* Solicitor Baxter said it was appropriate to read the Resolution by title only due to its length. President Daugherty read Resolution #1334. *Motion to approve Resolution #1334 was made by Mr. Schell and was seconded by Mr. Burchell. Motion was*



00090 approved and ordered.

7. Council to consider approving \$12,092.55 for the Kenyon Avenue Paving Project shared with the Township of Ross. Mr. Wolf recommended Council consider paying this amount, which is higher than the original proposed amount, due to change orders. *Motion to pay \$12,092.55 was made by Mr. Schell and was seconded by Mr. Nowark. Motion was approved and ordered.*
8. Council to consider accepting the Letter of Resignation from Ralph R. Burchell from the Planning Commission. President Daugherty read the letter of resignation from Mr. Burchell. *Motion to accept was made by Mr. Nowark and was seconded by Mr. Koerts. Mr. Burchell abstained from the vote. Motion was approved and ordered.*
9. Council to consider accepting the Letter of Resignation from Bruce Cook from the Zoning Hearing Board. President Daugherty read the letter of resignation from Mr. Cook. *Motion to accept was made by Mr. Nowark and was seconded by Mr. Burchell. Motion was approved and ordered.*
10. Council to consider an Appointment to the Planning Commission, through May 31, 2007, which is the remainder of the term vacated by Mr. Ralph R. Burchell. Ms. Holly Whalen from 227 Montclair Avenue has expressed interest in being appointed. *Motion to appoint Ms. Whalen was made by Mrs. Bernhard and was seconded by Mr. Nowark. Motion was approved and ordered.* President Daugherty requested the Secretary notify Ms. Whelan.
11. Council to consider an Appointment to the Zoning Hearing Board, through August 1, 2008, which is the remainder of the term vacated by Mr. Bruce Cook. Mr. James Doerfler from 216 Montclair Avenue has expressed interest in being appointed. *Motion to appoint Mr. Doerfler was made by Mr. Burchell and was seconded by Mr. Schell. Motion was approved and ordered.* President Daugherty directed the Secretary to notify Mr. Doerfler.
12. Council to consider the payoff of the 2006 Tax Anticipation Loan at the total amount \$414,458.33, to be paid on December 20, 2006. *Motion to approve the payment was made by Mrs. Bernhard and was seconded by Mr. Koerts. Motion was approved and ordered.*
13. Council to consider the Dates of the Meetings for Town Council for the Year 2007. Mr. Wolf recommended Council hold their Meetings on the second Wednesday of each month at 7:00 p.m. for 2007. *Motion to approve was made by Mr. Schell and was seconded by Mr. Nowark. Motion was approved and ordered.*

#### ANNOUNCEMENTS

There were no announcements.

#### ADJOURNMENT

With no further Business to come before Council, President Daugherty requested a Motion to Adjourn. Motion to Adjourn was made by Mr. Schell and was seconded by Mr. Nowark. Motion was approved and ordered. The Meeting adjourned at 8:19 p.m.

APPROVED: January 10 2007

BOROUGH OF WEST VIEW

BY: Kenneth J. Wolf

Kenneth J. Wolf  
Secretary/Manager

BY: Daniel M. Daugherty

Daniel M. Daugherty  
President of Town Council

## BOROUGH OF WEST VIEW

## SPECIAL MEETING

DECEMBER 28, 2006

Minutes of the Special Meeting of the Town Council of the Borough of West View held Thursday, December 28, 2006 in Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. The Meeting was called to order by President Daugherty at 6:00 p.m., followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag.

Council Members present were: President Daugherty, Vice President Mary Bernhard, Members Joseph Nowark, Barry Schell, William Aguglia, John Koerts and Ralph Burchell. Also Present were Mayor John Henry, Solicitor Fred Baxter, Secretary/Manager Ken Wolf and Assistant Treasurer Cathy Mann.

President Daugherty read the Official Notice that was advertised December 22, 2006 as follows:

Notice is hereby given that the Town Council of the Borough of West View will hold a Special Meeting on Thursday, December 28, 2006 at 6:00 p.m. at the West View Council Chambers at 441 Perry Highway, Pittsburgh, PA 15229. The purpose of the Special Meeting is for Town Council to discuss a Proposed Bond Issue.

No other Business will be considered.

This is considered a workshop meeting and there will be no audience participation.

Present in the Audience were Joe Wissner, Chris Shelby, Chip McCarthy, and Jack Curran who are with H.T. Capital Markets along with Matt Drozd, Dave Urban, Joe Ballon and James Barr.

President Daugherty introduced Joe Wissner, Chip McCarthy, Chris Shelby and Jack Curran from H.T. Capital Markets.

President Daugherty explained that we requested information on a 20 year and 30 year Bond Issue at different debt amounts. After the proposal is presented Council will discuss and determine the best option. A recommendation will be made to advertise one of the options of the Bond Issue as an Ordinance to accept the proposal at a future Council Meeting.

Mr. Wissner stated that every community in Allegheny County is facing this issue because of difficult hardships. He stated that West View Borough is run well and operated and their finances are in good order to be able to obtain the financing of this magnitude.

Mr. Wissner stated that the Borough has several options. In deciding on the amount of money to borrow the following should be taken in to account. The Borough's participation in the Girty's Run project and any additional projects that will be mandated in order to come into compliance with the sewer projects. The Engineer has confirmed that the Girty's Run project has an expected life of 30 years. The advantage in the 30 years is that the Debt Service payment per year would be less than a 20 year for it would be spread out over the useful life of 30 years.

Mr. Wissner turned the discussion over to Mr. Chris Shelby who will go over the financial options that H.T. Capital has come up with.

Mr. Shelby stated that the market is good and that the interest rates are the lowest that they have been. He presented three option amounts with each option showing 20 and 30 years. Any extra money that is borrowed after the judgement is paid will be invested until needed for future projects.

The Bond insurers are very thorough in their investigations into the Borough's finances. The Borough must submit their budget and three audits and they are thoroughly gone over. The cost of the insurance is minimal and there is a one time service fee. This is included in the Bond Issue. If you are approved and get a AAA rating, which is the best rating that can be achieved in the market. This rating then allows you to have the lowest rates.

If the Bond Issue can be presented by January 10, 2007 good, if not then we will have hold a Special meeting.

Mr. Burchell asked about call provisions. It is estimated that the shortest would be 5 yrs. and the maximum would be 10 yrs. Bond Issue will be qualified as bank qualified which means that when you issue less than 10 million dollars of tax exempt debt within a calendar year you are defined as bank qualified. Your rates would be between 5 and 15 basis points less than what they would be if not bank qualified.

President Daugherty stated that H.T. Capital is an excellent company and that we have worked with them in the past. President Daugherty stated that 30 years may seem like along time but if we would have to do what they wanted in 1997 we probably would have been paying more.

Mr. Aguglia asked if a AAA rating is not maintained would the rates increase. Mr. Shelby stated that there would be no increase because if a AAA rating was issued at the onset of the Bond Issue you own it and would then be fixed. Mr. Aguglia then asked that if we go into the bond and are not issued a AAA rating what would the rates then be. Mr. Shelby stated that rates would be higher but it is their job to make sure a AAA rating is achieved.

Mayor Henry asked about ongoing Capital expenses and where the money would come from if we go with the \$7,300,000 Bond. Mr. Daugherty replied that the current rate would cover ongoing Capital Expenses. The rate increase that will occur is for the Bond Issue only. If rates drop the Bond can be re-financed.

Mr. Schell asked that if the Bond is re-financed is that a one time deal. Mr. Shelby stated that on new money you would have an advanced opportunity to advance refund meaning any time prior to the stated call date on the Bond Issue which means if you went out on these bonds at 4 3/8 % and the market dropped to 3 % 2 months after the bonds were issued you would have one chance to advance refund the bond as a defined term. It is important to know that after the close of the bond if the rates dropped you would have the opportunity to the advance refund.

With no further questions President Daugherty entertained a motion to advertise an Ordinance for the Bond Issue.

*Motion to Advertise for a Bond Issue with a 30 year option with a cash in hand of \$ 7,300,000.00 was made by Mr. Burchell and seconded by Mr. Schell. Motion was approved and so ordered.*



Mr. Shelby recommended that the Legal Advertisement for the Ordinance states \$7,800,000.00.

*Motion to Advertise an Ordinance for a Bond Issue in the amount of \$ 7,800,000.00 was made by Mr. Schell and seconded by Mr. Nowark. Motion was approved and so ordered.*

President Daugherty thanked the members from H.T. Capital Markets for their very informative presentation and look s forward to working with them.

*Motion to Adjourn was made by Mr. Schell and seconded by Mr. Nowark. Motion was approved and so ordered. The meeting adjourned at 6:57 p.m.*

APPROVED: January 10, 2007

BOROUGH OF WEST VIEW

BY: Kenneth J. Wolf  
Kenneth J. Wolf  
Secretary/Manager

BY: Daniel M. Daugherty  
Daniel M. Daugherty  
President of Town Council