

**BOROUGH OF EDGEWOOD**  
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**BOROUGH OF EDGEWOOD  
MINUTES OF THE MEETING OF COUNCIL HELD  
MONDAY, AUGUST 20, 2007**

President Patricia Schaefer called the Meeting of the Council of the Borough of Edgewood to order on Monday, August 20, 2007 at 7:32 PM in the Municipal Building.

Borough Manager Kurt Ferguson called the roll and the following responded: Ms. McDonald, Mr. Cook, Ms. Nogrady, Mr. McNally, Mr. Hellett, Ms. Schaefer.

Mr. Szefi was absent.

Mayor Jean O. Davin, Borough Solicitor W. Timothy Barry were also present.

The Pledge of Allegiance was recited.

**ITEMS FROM THE FLOOR**

David Walton of 541 Allenby Avenue spoke at length concerning the disappearance of neighborhood cats. He also shared pictures of what he considered an industrial metal grinding operation in the garage of a Borough home. He stated that the operation goes on all day, on the weekends and as late as 10:00 PM through midnight and that the Edgewood Police have done a good deal to restrain these activities.

Mr. Walton also said that other issues are endured, such as noise, inconvenience, lack of cooperation, stalking and attempts to lure the cat. He said that the individuals involved are expert at skirting the law. Mr. Walton invited Council members to come to him individually for in-depth reporting of this situation.

DISCUSSION: Ms. Schaefer explained that she was aware of his plight, stating that she knows of, and has worked with, the Mayor and the Police Department with regard to beefing up patrols. Also, according to Ms. Schaefer, Code Enforcement has investigated what might be considered a cottage industry or an out-of-garage business.

President Schaefer, referring a question with respect to the issue of noise to Solicitor Barry, asked about the noise ordinance regarding this and what are the criteria governing noise. Ms. Schaefer went on to ask that if someone is working daily, is there a fee for which residents are responsible. The Solicitor was also queried about the other issues addressed by Mr. Walton.

Mr. Barry stated that tonight was the first time he has heard of these issues, but said that, off the top of his head, this is a zoning issue as well as an enforcement issue. He recommended getting facts to support the code enforcement and police calls which have been made and it can then be decided to deliver these to the magistrate or deal with this in another way. Mr. Barry made it clear that there are various ways to remedy something of this description, but generally, this is a nuisance situation.

Ms. Schaefer referred this to the members of the Public Safety, Zoning and Code Committees. She also asked that Ms. McDonald explore issues of safety and nuisance with Mr. Walton and his neighbors. Council President Schaefer stated that Council will follow through within the limits of their power as a local government to remedy this problem. She thanked Mr. Walton for his courage in coming forward.

It was Mr. McNally's opinion that, on the issues given for Committee assignments, Public Safety should also address the allegations and implications of witness intimidation. He stated that if there is substantial evidence, this is also an issue that should be addressed.

Mary Shields of 567 Allenby Avenue then spoke, stating that although she did not know that Mr. Walton was addressing Council this evening, she agreed with his assessment of the present situation. She stated that she can hear the noise he spoke about and that she also is a target, implying that the actions of the residents in question are dangerous.

Ms. Shields said that she has discussed this with Sgt. Kaskie and Officer Quinn. According to Ms. Shields, on a drive down Monongahela Alley, she was terrorized by the residents, who also gave her nasty looks. Other neighbors have implied that these residents are "not to be messed with."

On another matter, the alley sewer flooded on August 9, 2007, according to Ms. Shields, and the residential yards have not been treated with lime. As well, the flooding problem has not been resolved.

Ms. Shields then spoke about the Parkway construction, stating that there is traffic day and night and that with this past Saturday being Community Day, the traffic was even more horrendous. She said that the crossing guard appointed to the area took much abuse from people and had no two-way radio or police officers to offer help. It was Ms. Shields suggestion that extra help be found for Community Day next year.

Regarding Mr. Walton's situation, Ms. Shields said that the garbage business he spoke of is a commercial venture rather than a residential one and asked if the resident shouldn't have to pay wage taxes. Over her police scanner, Ms. Shields said that she heard an officer say not to take any more calls from Ms. Shields, but was over-ruled by another officer.

President Schaefer reiterated to Mr. Walton that he and Ms. Shields have the full support of Council and everything will be done to rectify the situation.

Ms. Schaefer asked Mayor Davin to give the crossing guard thanks and to place a letter in his file.

Ms. Schaefer then spoke about the signage problem on Allenby Avenue which was alluded to by Ms. Shields and said that the sign may need to be moved or signage may need to be added since signs are not initially visible.

With respect to the signage on Allenby Avenue, Mr. Barry was queried whether the Borough needed legislation to make changes and he stated that there was no reason not to move the sign, since directional signs may be moved at any time.

Ms. Schaefer said that moving the sign would at least let residents see it, even though this is no guarantee, but it will be a move in the right direction.

With respect to taking no further calls, Ms. Schaefer asked Mayor Davin to look into this.

Ms. Shields had also asked about a manhole cover and Mr. Ferguson indicated that the cover did not pop off, stating that he stood on it. He said that there was so much water all at once and the water had no place to go.

Ms. Schaefer announced that there would be an Executive Session regarding litigation matters, but there would be no action following.

### **COMMITTEE ACTION**

M-1 Mr. McNally moved to approve the minutes of July 16, 2007. Second by Mr. Cook.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Mr. Cook, Ms. Nogrady, Mr. McNally, Mr. Hellett, Ms. Schaefer voted yes. Ms. McDonald abstained. Motion carried.

M-2 Mr. McNally moved to approve the minutes of August 6, 2007. Second by Mr. Hellett.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Ms. McDonald, Mr. Hellett, Mr. McNally, Ms. Schaefer voted yes. Mr. Cook and Ms. Nogrady abstained. Motion carried.

M-3 Mr. McNally moved to authorize the payment of bills, for goods and services received by the Borough, having been reviewed and approved by the Borough Council in the amount of \$288,585.07. Second by Ms. McDonald.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Ms. McDonald, Mr. Cook, Ms. Nogrady, Mr. McNally, Mr. Hellett, Ms. Schaefer voted yes. Motion carried.

### **COMMITTEE REPORTS**

#### **GENERAL GOVERNMENT REPORT**

Mr. McNally mentioned that the Committee met earlier this evening for the bills which were just approved. Also, at a previous meeting, it was agreed to recommend to Council procedures which will come before Council later tonight.

DISCUSSION: None.

## **POLICE REPORT**

Mayor Davin reviewed the statistics, stating that Part I crimes in the Activity Report were for theft only and that the totals for these crimes were less than in July 2006 and July 2005. As for Part II crimes, there were more than last year and less than the year before. The Mayor indicated that the numbers were pretty standard, except for there being 19 total arrests. Mayor Davin stated that everything else seems in line with previous months.

There were 500 more calls this year than during the same time last year and there were more total calls each month. The revenue was down from last year at this time, according to Mayor Davin.

Mayor Davin publicly thanked all officers for keeping the community safe during Community Day.

DISCUSSION: Ms. Schaefer requested that keys be made for each officer so that the bathrooms at Koenig Field may be opened on request.

## **PUBLIC SAFETY**

Ms. McDonald read the highlights of the report. She then explained how the Communications Desk calls people as a courtesy to let them know that their tickets will be turned over to the magistrate if they are not paid.

DISCUSSION: None.

## **COMMUNITY DEVELOPMENT**

Ms. Nogrady stated that the Committee did not meet.

DISCUSSION: None.

## **PUBLIC WORKS**

Ms. McDonald read the highlights of the report and mentioned that Public Works Director Guerriero and his staff put in extra hours for Community Day. She then thanked the Department of Public Works, as well as the Police and Fire Departments.

DISCUSSION: None.

## **COMMUNITY SERVICE REPORT**

Mr. Hellett reported that the Committee met and discussed items relative to the Recreation Coordinator positions on tonight's agenda.

DISCUSSION: None.

**PERSONNEL COMMITTEE**

Referring back to the Community Services Report, Ms. Schaefer said that she understood what it takes to coordinate Community Day, and that Mr. Ferguson did a great job with this and said it should be much easier next year.

DISCUSSION: None.

**PENSION COMMITTEE**

Ms. Nogrady said that the Committee did not meet.

DISCUSSION: None.

**AD HOC**

**PORT AUTHORITY**

Mr. McNally informed Council that the Port Authority Agreement Committee did meet and will make a recommendation before Council this evening.

DISCUSSION: None.

**EDGEWOOD PRIMARY SCHOOL COMMITTEE**

Ms. McDonald stated that the Committee did not meet.

DISCUSSION: None.

**PARCEL D COMMITTEE**

Mr. McNally said the Committee did not meet.

DISCUSSION: None.

**3 RIVERS WET WEATHER DEMONSTRATION PROJECT**

Ms. Schaefer mentioned that the Department of Environmental Protection, the Allegheny County Health Department and the Department of Community and Economic Development will meet soon. Further, she stated that she hopes to be there as a representative of the 3 Rivers Wet Weather Board. A sewer conference will be held October 3 and 4, 2007 and Ms. Schaefer felt this

was an excellent meeting for a member of the Public Works Department to see state-of-the-art tools in use, as well as a chance to network.

Ms. Schaefer informed Council that the Basin Core Committee will meet the first week of September. Ms. Schaefer stated that Mr. Ferguson will report on this in his Manager's Report.

DISCUSSION: None.

### **COMPREHENSIVE INTERMUNICIPAL STEERING COMMITTEE**

Mr. Ferguson had no update.

DISCUSSION: None.

### **SOLICITOR'S REPORT**

Mr. Barry had no public report.

DISCUSSION: None.

### **BOROUGH MANAGER'S REPORT**

Mr. Ferguson stated that he is working toward a balanced budget. He indicated that he was happy with the Community Day groups that turned out. He stated that the Green Mango Restaurant sold out of their food quickly and they plan to increase their allotment of food for serving Community Day 2008.

Regarding the magisterial hearings which are upcoming for property maintenance issues, Mr. Ferguson reported that the first hearing will be next week. Two other property owners made improvements to their properties, thereby not requiring a judgment against them.

Mr. Ferguson stated that the leaf pick-up schedule will be out the week of August 27, 2007 and will be placed on the website.

It was also reported by Mr. Ferguson that soccer starts in a couple of weeks. There are four (4) prospective Recreation employees for consideration, allowing him to pull back a little.

According to Mr. Ferguson, last Tuesday, the manhole cover in the large field popped and, with the heavy rain on Thursday, the manhole in the Tot Lot also popped and half of the playground was knee-deep in sewage. Stating that he introduced himself to Wilkinsburg's new manager and they talked about the history of the park and televising, Mr. Ferguson said that the Wilkinsburg manager sent a televising company over to see if there was an infiltration of tree roots.

Mr. Ferguson explained that he maintained to the manager that there were certain design flaws and the Wilkinsburg engineer agreed, as the lines went from 54 to 36" causing the sewage lines to blow.

Following the televising, it was determined that the lines actually went from 54 to 24" in 100' increments and that the water has no place to go. Mr. Ferguson stated that he spoke with the Allegheny County Health Department last week and they stated that Wilkinsburg needed to regularly televise the line and update them on its condition. This has not occurred and this past week was the first time the line has been televised since the Health Department's order.

Mr. Ferguson said the larger issue will be taking a strong stance through either the Allegheny County Health Department or the Borough of Wilkinsburg. He said the solution is complicated, with the problem dating back over 25 years. Mr. Ferguson said he will call Wilkinsburg again to have them clean areas where needed. If the sewage comes as high as the playground equipment, Mr. Ferguson stated that he will require that they remove all of the equipment and treat it before replacing it.

DISCUSSION: Mayor Davin had questions about whether there were tree roots and Mr. Ferguson stated the line was clear of roots. He indicated that Wilkinsburg had previously installed a sleeve (an internal lining), to offset the roots since the line was infiltrated to almost 90%. Mr. Ferguson further stated that last week demonstrated that something much more drastic will have to take place to create a permanent solution. The Mayor asked if this had been given to the Health Department and Mr. Ferguson stated that a report will be given to them.

Speaking to Mr. Barry, Ms. Schaefer asked if it would be in the Borough's interest for Mr. Ferguson to follow up with a letter, copied to the Borough and the Solicitor, with respect to the Health Department's notification of this problem. She further said that this will be a big ticket item for Wilkinsburg and a health issue with respect to Edgewood and its residents. This, she stated, would give a paper trail for whatever transpires.

Mr. Barry agreed that this should be done. Regarding the lines, Mr. Barry had questions about whether the televising was personally viewed, whether a Wilkinsburg contractor did the work, whether a report was filed and if the line sizes (54", 36" and 24") were verified.

Mr. Ferguson stated that Mr. Guerriero was present for the televising.

Mr. Barry said to continue as in the past with the paper trail to insure that the matter gets addressed in the near future and to make sure a record exists.

Mr. Hellett questioned who incurs the expense for this and Mr. Ferguson explained that the Borough handled this after Hurricane Ivan and the last treatment was covered by both the Borough and Wilkinsburg.

### **NEW BUSINESS**

Mr. Hellett set a Community Services meeting for 7:30 PM on August 27, 2007 and Mr. McNally reminded Council of the Wednesday, August 22, 2007 Port Authority meeting at 7:00 PM.

Ms. McDonald stated that she will be talking with some residents regarding the issues raised tonight.

Ms. Schaefer reminded Council that the Local Government Academy newly elected official letters will be going out and that in the past money was budgeted for attendance to that meeting. She said the meeting is a useful resource for the newly elected officials. As well, Ms. Schaefer said there will be an inter-council meeting where various councils will get together to discuss the sharing of resources, school district issues and working cooperatively. The date for the meeting will be e-mailed by Ms. Schaefer to Council members.

Ms. Schaefer mentioned that she has also talked with Mr. Cohen of Wilkinsburg regarding the public safety hot spots along the border of Wilkinsburg and Edgewood. He and the President of the Wilkinsburg Council are interested in having a joint meeting to partner to solve some of the problems that exist. Mr. Cohen will work on setting a date and place for the meeting.

Ms. McDonald gave a special invitation to Ms. Conrad of the Woodland Hills Progress to attend the next Council meeting as a new Jr. Councilperson will be installed.

Mayor Davin asked if anyone was interested in attending the Mayoral dinner on Thursday, September 6, 2007 at the Braddock Hills Holiday Inn. She indicated that the topic will be the pros and cons of police regionalization.

A second issue the Mayor discussed was clarification regarding the C. C. Mellor Board of Trustees document for their building and whether it is appropriate to ask Solicitor Barry for a legal interpretation of this, as a Board member.

Ms. Schaefer felt that it would be proper that the Borough Solicitor provide information as the Mayor and Council member are on the Board.

The Mayor stated that she will talk with Ms. Nogrady and Ms. McDonald, also members of the Library Board, prior to talking to Mr. Barry.

### **COMMITTEE ACTION**

M-4 Mr. Hellett moved to hire Kathryn Messina as a Recreation Coordinator within the Borough of Edgewood's Department of Recreation effective August 21, 2007 at a pay of \$9.75 an hour. Second by Ms. McDonald.

DISCUSSION: Mayor Davin asked for clarification of what the Recreation Coordinator's duties would be.

Ms. Schaefer stated that the Recreation Coordinator positions were approved when the Mayor was on vacation and the descriptions were added to the Personnel Manual. These are part-time positions and employees will work with the Borough Manager on seasonal assignments including baseball, softball, basketball, soccer, according to Ms. Schaefer. The employees will also work as teams for different events such as the Haunted House and Light-Up Night. The Recreation Commission also recommended this.

Mr. Ferguson said that, for the bigger sports, he will have one individual who will serve as a point person and proceeded to detail exactly how this will work. He stated that all work will be managed by him.

Upon roll call vote, the following was recorded: Ms. McDonald, Mr. Cook, Ms. Nogrady, Mr. McNally, Mr. Hellett, Ms. Schaefer voted yes. Motion carried.

- M-5 Mr. Hellett moved to hire Judy Mysels as a Recreation Coordinator within the Borough of Edgewood's Department of Recreation effective August 21, 2007 at a pay of \$9.75 an hour. Second by Ms. McDonald.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Ms. McDonald, Mr. Cook, Ms. Nogrady, Mr. McNally, Mr. Hellett, Ms. Schaefer voted yes. Motion carried.

- M-6 Mr. Hellett moved to hire Marjory Freedline as a Recreation Coordinator within the Borough of Edgewood's Department of Recreation effective August 21, 2007 at a pay of \$9.75 an hour. Second by Ms. McDonald.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Ms. McDonald, Mr. Cook, Ms. Nogrady, Mr. McNally, Mr. Hellett, Ms. Schaefer voted yes. Motion carries.

- M-7 Mr. Hellett moved to hire John Lasch as a Recreation Coordinator within the Borough of Edgewood's Department of Recreation effective August 21, 2007 at a pay of \$9.75 an hour. Second by Ms. McDonald.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Ms. McDonald, Mr. Cook, Ms. Nogrady, Mr. McNally, Mr. Hellett, Ms. Schaefer voted yes. Motion carries.

- M-8 Mr. Hellett moved to hire Kelsey Patterson as a part-time employee in the Recreation Department effective immediately at a pay of \$7.15 an hour. Second by Ms. McDonald.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Ms. McDonald, Mr. Cook, Ms. Nogrady, Mr. McNally, Mr. Hellett, Ms. Schaefer voted yes. Motion carries.

- M-9 Ms. McDonald offered Ordinance 1020 on First Reading and asked for its immediate adoption. Second by Mr. Cook.

ALLEGHENY COUNTY, PENNSYLVANIA

ORDINANCE NO. 1020

AN ORDINANCE OF THE BOROUGH OF EDGEWOOD, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, CREATING HANDICAPPED PARKING AND PRESCRIBING PENALTIES FOR VIOLATION FOR SPACE AT THE FOLLOWING ADDRESS: 449 MORRIS STREET

NOW, THEREFORE, be it ordained and enacted by Council for the Borough of Edgewood, and it is hereby ordained and enacted by the authority of same as follows:

**SECTION 1.** One handicapped parking space shall be created at the curb line of **MORRIS STREET** in front of **449 MORRIS STREET** in the Borough of Edgewood to be marked and used for a handicapped parking space; and

**SECTION 2.** The handicapped parking space shall be permitted upon issuance of a permit by the police of the Borough of Edgewood for a period of one year and upon the expiration of one year to be submitted and reevaluated by the Council of the Borough of Edgewood for approval for an additional year with the process to continue from year to year until the handicapped need is removed or the premises are sold; and

**SECTION 3.** In the event that there is no longer a need for a handicapped space or in the event that the property has been sold, the handicapped parking permit shall be removed and all signs indicating space shall be removed; and

**SECTION 4.** Any person who shall violate any provision of this ordinance by parking in said handicapped space without proper handicapped identification shall upon conviction thereof be sentenced to pay a fine and costs in accordance with the Pennsylvania Motor Vehicle Code 75 Pa. CSA Section 3354; and

**SECTION 5.** Any Ordinance, or any part of any Ordinance, in conflict herewith is hereby repealed to the extent of such conflict.

**SECTION 6.** It is the intention of Borough Council that the provisions of this Ordinance shall become part of the Codification of Ordinances of the Borough of Edgewood and that said Codification shall be amended and supplemented accordingly.

**ORDAINED AND ENACTED** this 20<sup>th</sup> day of August 2007.

**ATTEST:**

**BOROUGH OF EDGEWOOD**

\_\_\_\_\_  
Kurt M. Ferguson  
Borough Manager

\_\_\_\_\_  
Patricia M. Schaefer  
President of Council

**EXAMINED AND APPROVED** by me this 20<sup>th</sup> day of August 2007.

\_\_\_\_\_  
Jean O. Davin  
Mayor

**DISCUSSION:** Mr. Hellett had questions concerning the location of Morris Street.

Upon roll call vote, the following was recorded: Ms. McDonald, Mr. Cook, Mr. McNally, Mr. Hellett, Ms. Schaefer voted yes. Ms. Nogrady was unavailable to vote. First Reading Passes.

M-10 Ms. McDonald offered Ordinance 1020 on Second Reading (Title Only) and asked for its immediate adoption. Second by Mr. Cook.

**BOROUGH OF EDGEWOOD**

**ALLEGHENY COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 1020**

**AN ORDINANCE OF THE BOROUGH OF EDGEWOOD, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, CREATING HANDICAPPED PARKING AND PRESCRIBING PENALTIES FOR VIOLATION FOR SPACE AT THE FOLLOWING ADDRESS: 449 MORRIS STREET**

DISCUSSION: None.

Upon roll call vote, the following was recorded: Ms. McDonald, Mr. Cook, Ms. Nogrady, Mr. McNally, Mr. Hellett, Ms. Schaefer voted yes. Second Reading Passes.

- M-11 Mr. McNally moved to hire the firm of Johnson, Mirmiran & Thompson for the Edgewood Avenue Revitalization Planning Process at a total project cost of \$94,000. Second by Mr. Hellett.

DISCUSSION: Mr. Cook requested an explanation of the context of "sensitive transportation solutions" and Mr. McNally stated that in translating consultant-speak, it is their way of referring to pursuing alternative transportation solutions through due diligence in communities. At this point, Mr. McNally offered background for the motion.

Mr. McNally referred to a meeting of the Port Authority Transit Cooperation Agreement Committee and stated that the Borough put out an RFP pursuant to which this motion is being made. He stated that a number of firms were invited to take part and that the Committee chose this firm. Mr. McNally's opinion was that it was Johnson, et al's oral presentation by which this firm was selected.

Mayor Davin expressed her concern that a majority of what the firm is planning is to give maps of various areas. She felt that the Borough was not getting a lot for the \$94,000 figure. She mentioned that the pictures they depicted are from the Towne Centre, Regent Square and Edgewood Avenue.

Ms. Schaefer noted that the proposal was for the linear park as well as for a pedestrian walkway to Edgewood Towne Centre. She went on to state that Regent Square and Edgewood Towne Centre businesses are having community meetings with respect to what residents want to see happen during this process.

Mr. McNally stated that it is clear to him from the last meeting that these very practical members of the Committee, with the help of Mr. Grubb and Mr. Ferguson, had a very pragmatic focus and were involved in making the recommendation.

Mr. McNally said that the consultant's role will consist of activities including running meetings and securing maps, but the goal will be funding projects. The company named in the motion demonstrated an appreciation of that element of their role.

Ms. Schaefer said the quality of their work was verified through the checking of references. The Borough made sure that the projects highlighted in their presentation were as they

discussed with us. Mr. Ferguson did background work and was satisfied with what he found and had a strong affirmation of the work done by Ms. Showers of the firm. Hands down, according to Ms. Schaefer, the company really did speak to what the Borough's issues are with respect to timeframes, past work and how to advance what is still needed.

Mr. Ferguson expanded the conversation by stating that the situation is not as simple as saying that the Edgewood side of Edgewood Avenue looks bad and the Borough wants it to look better. He stated that the consultant is a former planning director in York who raised a substantial amount of money for expansion.

For the record, Mr. McNally asked that it be clear that Edgewood Avenue Revitalization Process is a term that is used expressly in the Cooperation Agreement. Port Authority's obligation to provide the \$65,000 reimbursement in connection with this process is clear, according to Mr. McNally. Mr. McNally stated that the Port Authority took a position, which he believes to be categorically unsolicited and wrong, in charging the money for the charrettes against the \$65,000.

There has been discussion between the Port Authority Cooperation Agreement and Port Authority with Port Authority offering supporting evidence and appealing in a forthright way to the Borough as a matter of showing some understanding of the situation.

An affirmative answer was given by Mr. Ferguson to Mayor Davin's question as to whether a review of the redevelopment of Edgewood Avenue and the linear park would create a recommendation as to whether or not an overpass bridge or bus stop would be done.

The second question posed by Mayor Davin related to the action plan posed by the chosen company. Johnson, Mirmiran & Thompson proposed giving a written report relative to funding sources. Mayor Davin asked how they will help the Borough **obtain** the funding and prepare documentation.

An extensive discussion ensued and it was Mayor Davin's position that the company should have outlined specifics in their proposal showing that they would provide ways to procure funding. She questioned why this was not included in the documentation and asked for a written addendum to reiterate what both Mr. Ferguson and Ms. Schaefer stated was given orally.

It was Mr. McNally's opinion that a presentation document is not a contract and any issues should be addressed once a contract is entered into. He stated that the motion on the table will turn into a contract and that should the motion pass tonight, a contract will be negotiated suitable to the Borough and the Solicitor.

Ms. Schaefer stated that the members of the Committee, including herself and Messrs. Szefi, McNally and Grubb, asked very hard questions and sat through presentations. She went on to say that very rarely does a committee of people come up with the same reaction and response, but this was done here.

Mr. McNally said that the process that Ms. Schaefer described was the culmination of years of discussion and that a provision calling for the process to begin is old and yet nothing has been done to advance the process. Opening the way to more conversation, Mr. McNally stated that it is with some relief that he finds himself here after years on the Planning Commission and Council with respect to the issue being proposed with tonight's motion. He said that this has the potential of moving forward with the Port Authority Cooperation Agreement and if this is not done, he asked what will be done to advance the issue from where it is to where it needs to be. Mr. McNally hoped that this would go forward tonight.

Speaking to Mr. McNally, Mr. Barry stated that he sent a letter to Port Authority on May 7, 2007 voicing disagreement with the issue of the charrettes and the \$65,000. He also said that there are many issues going on with Cooperation Agreement and that the way it was negotiated, the Edgewood Avenue Revitalization Process was considered to be separate from the Edgewood Train Station and pedestrian bridge. Mr. Barry said the consultant must look at these situations separately. He also said that Port Authority Transit has an obligation to provide funding from the federal government.

Mr. McNally went on to say that Mr. Barry's point is that this action by the Borough does not relieve Port Authority from their obligation under the Cooperation Agreement for funding by the federal government and nothing to the contrary should be indicated.

Upon roll call vote, the following was recorded: Ms. McDonald, Mr. Cook, Ms. Nogrady, Mr. McNally, Mr. Hellett, Ms. Schaefer voted yes. Motion carries.

- M-12 Mr. McNally moved to approve an accounting policy for the Borough of Edgewood as recommended in the 2006 tax audit by Maher Duessel. Second by Mr. Cook.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Ms. McDonald, Mr. Cook, Ms. Nogrady, Mr. McNally, Mr. Hellett, Ms. Schaefer voted yes. Motion carries.

- M-13 Mr. McNally moved to approve a cash management policy for the Borough of Edgewood consistent with the recommendations made by the 2006 audit by Maher Duessel. Second by Mr. Cook.

DISCUSSION: Ms. Schaefer stated that this policy does not indicate what Council's oversight will be.

It was Mr. McNally's opinion that Council has oversight on everything that management does.

Mr. Ferguson stated that this policy simply outlines in a written fashion what is currently done.

Upon roll call vote, the following was recorded: Ms. McDonald, Mr. Cook, Ms. Nogrady, Mr. McNally, Mr. Hellett, Ms. Schaefer voted yes. Motion carries.

- M-14 Mr. McNally moved to approve a budget policy for the Borough of Edgewood consistent with Ordinance 1004 passed on July 18, 2005 and with the recommendations made in the 2006 audit by Maher Duessel. Second by Ms. McDonald.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Ms. McDonald, Mr. Cook, Ms. Nogrady, Mr. McNally, Mr. Hellett, Ms. Schaefer voted yes. Motion carries.

- M-15 Mr. McNally moved to approve a purchase policy for the Borough of Edgewood consistent with Ordinance 1004 passed on July 18, 2005 and with the recommendations made in the 2006 audit by Maher Duessel. Second by Mr. Cook.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Ms. McDonald, Mr. Cook, Ms. Nogrady, Mr. McNally, Mr. Hellett, Ms. Schaefer voted yes. Motion carries.

Relative to the previous motions, Mayor Davin asked Mr. Barry if these are legislative in nature and Mr. Barry stated that he felt they were administrative motions.

## **ADJOURNMENT**

- M-16 Following an Executive Session which lasted from 9:45 to 10:20 PM, a motion to adjourn by Ms. McDonald and seconded by Mr. Cook, the meeting ended at 10:21 PM.

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Kurt M. Ferguson  
Borough Manager