

BOROUGH OF EDGEWOOD  
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JULY 7, 2008

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**BOROUGH OF EDGEWOOD  
MINUTES OF THE MEETING OF COUNCIL HELD  
JULY 7, 2008**

Council President Schaefer called the Meeting of the Council of the Borough of Edgewood to order on Monday, July 7, 2008 at 7:34 PM in the Municipal Building.

**ROLL CALL**

Borough Manager Kurt Ferguson called the roll and the following responded: Mr. Harding, Mr. Reynolds, Mr. Szefi, Mr. Cook, Ms. Schaefer.

Ms. McDonald and Mr. Hellett were absent.

Mayor Jean O. Davin and Solicitor W. Timothy Barry were present.

The Pledge of Allegiance was recited.

**PROCLAMATION**

Mayor Davin read the following Proclamation. Mr. McArdle was not in attendance to receive the Proclamation.

**BOROUGH OF EDGEWOOD**

**PROCLAMATION 2008-02**

**WHEREAS**, in April 2006 the Edgewood Borough Council established a Junior Councilperson Program in Partnership with the Pennsylvania Association of Boroughs (PSAB), and in 2007 selected Reese McArdle as the second Junior Councilperson in the Borough of Edgewood; and

**WHEREAS**, he was willing to serve the community in this capacity.

**NOW THEREFORE BE IT RESOLVED** that Friday, July 18, 2008 is proclaimed **REESE MC ARDLE DAY** to honor his service to the youth of this community and to the Borough at large.

**PROCLAIMED** this 7<sup>th</sup> day of July 2008 by the Mayor of the Borough of Edgewood.

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Jean O. Davin, Mayor

### GARDEN CLUB PRESENTATION

Mrs. Doris Jones shared that Edgewood's Garden Club has received a national award of distinguished service.

She gave a history of Memorial Park, stating that the landscape was picked in 1952, and that the Garden Club has provided volunteer services in maintaining the Park's retaining wall, concrete steps and other services.

As well, the Doughboy statue maintenance has been overseen by the Garden Club. The trees planted in the park are a memorial to those who served in World War I. The plaque was updated for the World War II veterans.

With the advent of the Korean and Vietnam Wars, the veterans complained that they were not on the plaque. It was decided that the requirements would change to state that you must have been raised in Edgewood. Mrs. Jones noted that the statue will still need maintenance, hopefully from someone in the community.

She also shared information regarding the Blue Star Highway marker which is in the Park, stating that this was something which the Garden Club did on their own.

A copy of everything which has been done by the Garden Club was given to Council.

Council President Schaefer thanked Mrs. Jones for her hard work.

### ITEMS FROM THE FLOOR

None.

Ms. Schaefer noted that there will be an Executive Session following the Business Meeting regarding personnel.

### AUTHORIZATION TO PAY BILLS

M-1 Mr. Harding moved to authorize the payment of bills, for goods and services received by the Borough, having been reviewed and approved by the General Government Committee in the amount of \$ 50,863.81. Second by Mr. Cook.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Mr. Harding, Mr. Reynolds, Mr. Szefi, Mr. Cook, Ms. Schaefer voted yes. **Motion carried.**

### COMMITTEE ACTION

M-2 Mr. Harding moved to authorize the payment of property tax refunds in the gross amount of \$1,609.09, as reviewed by the Tax Collector to the property owners and in

the amounts designated by the Tax Collector, which owners and amounts are listed in the minutes of this meeting. Second by Mr. Reynolds.

NAME	AT/FOR	AMOUNT
Ronald & Barbara Zimmer	1130 East End Avenue	\$587.49
Frank & Christine Ruffing	1202 East End Avenue	\$489.57
Christine & Christopher Chiocca	104 Race Street	\$334.86
James Dilmore	118 Lincoln Avenue	\$197.17

DISCUSSION: None.

Upon roll call vote, the following was recorded: Mr. Harding, Mr. Reynolds, Mr. Szefi, Mr. Cook, Ms. Schaefer voted yes. **Motion carried.**

- M-3 Mr. Reynolds moved to hire Hugh Hubble as a temporary part-time laborer in the Edgewood Borough Public Works Department, pending a successful medical examination at a pay rate of \$8.25 an hour, effective July 8, 2008. Second by Mr. Cook.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Mr. Harding, Mr. Reynolds, Mr. Szefi, Mr. Cook, Ms. Schaefer voted yes. **Motion carried.**

- M-4 Mr. Reynolds moved to approve the purchase of police vehicle equipment from J. Marcoz Emergency Vehicle for the new police car, approved for purchase by Council on June 23, 2008 at a total cost of \$8,312.00. Second by Mr. Cook.

DISCUSSION: For the current and the following motion, Solicitor Barry noted that the police vehicle was totaled and that the insurance was paying ninety percent (90%) of the cost of the damage to the equipment. According to the Solicitor, the next motion purchases the video camera and both motions have been reviewed by him.

Upon roll call vote, the following was recorded: Mr. Harding, Mr. Reynolds, Mr. Szefi, Mr. Cook, Ms. Schaefer voted yes. **Motion carried.**

- M-5 Mr. Reynolds moved to purchase a police video camera for the new Police Vehicle #5 from Digital Ally, Inc., the low bidder under the Pennsylvania CoStars Program (CoStars – 012-042), at a cost of \$3,995. Second by Mr. Harding.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Mr. Harding, Mr. Reynolds, Mr. Szefi, Mr. Cook, Ms. Schaefer voted yes. **Motion carried.**

- M-6 Mr. Cook moved to approve the written bid of Stefanik Next Generation Contracting Company of \$9,737 to install a manhole 250 feet upstream from the existing manhole on Chestnut and Lehigh. Second by Mr. Reynolds.

DISCUSSION: Mr. Barry noted that he reviewed a letter which the Borough engineer had supplied. A separate quote had been supplied from a different company, but the quote was higher. Mr. Barry informed Council that an attempt was made to get more than one bidder, but this was unsuccessful.

Borough Manager Ferguson said that, regardless of how the motion goes, the work will begin tomorrow on Lehigh, as the insurance company will pay the cost. The work, according to Mr. Ferguson, will be noted on the next Department of Environmental Protection report regarding sanitary sewer updates.

Upon roll call vote, the following was recorded: Mr. Harding, Mr. Reynolds, Mr. Szefti, Mr. Cook, Ms. Schaefer voted yes. **Motion carried.**

- M-7 Mr. Harding read Ordinance 1024 on First Reading and asked for its immediate adoption. Second by Mr. Cook.

**BOROUGH OF EDGEWOOD**

**ALLEGHENY COUNTY, PENNSYLVANIA**

**ORDINANCE 1024**

**AN ORDINANCE OF THE BOROUGH OF EDGEWOOD, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA ALLOWING THE PURCHASE OF ADDITIONAL OVERNIGHT GUEST DAYS FOR EDGEWOOD RESIDENTS AND SETTING THE FEE FOR SUCH ADDITIONAL DAYS.**

**WHEREAS**, the Council of the Borough of Edgewood passed Ordinance 985 on December 15, 2003; and

**WHEREAS**, Ordinance 985 allowed a household a maximum of sixty (60) days a year of on street parking, for either themselves or a guest between 3 A.M. – 5 A.M., without the necessity of obtaining a residential permit provided the appropriate information is given to the Borough by 2 A.M. of that same night; and

**NOW THEREFORE, BE IT ORDAINED AND ENACTED** by the Council of the Borough of Edgewood, and it is hereby ordained and enacted by the authority of same as follows:

**SECTION 1:** A resident may purchase up to 60 additional days a year, without obtaining a residential permit, for either themselves or a guest between 3 A.M. – 5 A.M., provided the appropriate information is given to the Borough by 2 A.M. of that same night.

SECTION 2: A resident can only purchase the additional days in a 30-day increment.

SECTION 3: These additional days are not eligible to be rolled over and used in a subsequent calendar year.

SECTION 4: These additional days are not eligible for refund in the event they are not utilized or a resident decides to move to a different municipality.

SECTION 5: The cost of the additional days is \$15 per each 30 day increment.

SECTION 6: That any ordinance, or part thereof, conflicting with the provision of this Ordinance be and the same is hereby repealed to the extent of such conflict.

SECTION 7: 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 7<sup>th</sup> day of July, 2008

ATTEST:

BOROUGH OF EDGEWOOD

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

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

**EXAMINED AND APPROVED** by me this 7<sup>th</sup> day of July, 2008

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

DISCUSSION: None

Upon roll call vote, the following was recorded: Mr. Harding, Mr. Reynolds, Mr. Szefi, Mr. Cook, Ms. Schaefer voted yes. **First Reading Passes.**

M-8 Mr. Harding read Ordinance 1024 on Second Reading (Title Only) and asked for its immediate adoption. Second by Mr. Cook.

**BOROUGH OF EDGEWOOD**

ALLEGHENY COUNTY, PENNSYLVANIA

ORDINANCE 1024

AN ORDINANCE OF THE BOROUGH OF EDGEWOOD, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA ALLOWING THE PURCHASE OF ADDITIONAL OVERNIGHT GUEST DAYS FOR EDGEWOOD RESIDENTS AND SETTING THE FEE FOR SUCH ADDITIONAL DAYS.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Mr. Harding, Mr. Reynolds, Mr. Szefi, Mr. Cook, Ms. Schaefer voted yes. **Second Reading Passes.**

**BUSINESS MEETING**

**VOLUNTEER FIRE DEPARTMENT**

Mr. Halle said that June was a slow month. He mentioned, with regard to the Community Day Parade, that the Department is not sure of the amount of cars and fire trucks which will be used, due to the price of fuel and diesel.

The chicken and rib dinners will again be sold, along with chicken wings, according to Mr. Halle. He stated that "elephant ear" pastries will be made by the Boccio family. The food will be ready by noon, since more manpower will be at hand, stated Mr. Halle. Hot dogs will be available at the Borough Building.

Mayor Davin asked if antique cars would be used. The Mayor also asked about the Volunteer Fire Department's willingness to participate in a sleepover on the field and Mr. Halle answered in the affirmative.

**RECREATION REPORT**

Mr. Ferguson reported that the first Friday Night Movie is planned for this coming Friday, featuring a Harry Potter movie. The Friday night movie may be tried again in August.

Mr. Ferguson then updated Council members with regard to soccer, T-ball, baseball and basketball. He also gave current information on the events for Community Day. Mr. Ferguson stated that the Zambelli fireworks will take place again this year.

DISCUSSION: None.

**WATER AUTHORITY REPORT**

Mr. Fuller offered information regarding the hiring of a pension administrator who will review the contributions over the next three years, totaling \$1.5 million, and where they should be invested.

He informed Council that the unit contract expires in December. He and Mayor Davin discussed the "25 and out" issue as it relates to the Water Authority.

DISCUSSION: None.

### **PLANNING COMMISSION REPORT**

Mr. Szefi stated that the Committee did meet and he and Mr. Grubb submitted assessments to the planners. He stated that the focal points of the review involve Edgewood Avenue, Edgewood Towne Centre and Parcel D. Mr. Szefi said that the report should be out soon.

DISCUSSION: Ms. Schaefer stated that the comprehensive report will be helpful to the Borough for joint funding requests with other municipalities.

### **COG REPORT**

No report was available.

DISCUSSION: None.

### **SOLICITOR'S REPORT**

Mr. Barry had no separate report. Mr. Barry then inquired if Mr. Ferguson had received the contracts for the road program and asked when they plan to start, as he will be out for two weeks.

DISCUSSION:

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

Mr. Ferguson said that he has had more than a dozen meetings with PennDot and they have agreed to pave from Brinton Road 178 ft. onto Dewey. Mr. Ferguson reported that PennDot has put a sizeable investment into the Borough.

A pre-construction meeting will be held this coming Wednesday, according to Mr. Ferguson, regarding the 2008 paving and sewer repair programs.

The Borough Manager also informed Council of a new recycling program using a single-stream system, whereby all recyclables, including paper, glass, plastic, would be placed in one container. This would be done through a company called Green Star.

According to Mr. Ferguson, Green Star's services would eliminate the \$4,500 currently being paid to Waste Management to take the roll off dumpster away and they would pay \$5 per ton to the Borough. Currently, the Borough averages 220 tons of recycling per year.



Stating that he has met with companies all over the area, Mr. Ferguson noted that Green Star desires to make Edgewood their model community.

DISCUSSION: Mr. Reynolds asked when Green Star wanted to begin this process. As well, he asked about references for their company. Mr. Ferguson said that they are not new to the market, but they have their own processing plant in Pittsburgh and they are a full-service company. According to Mr. Ferguson, they are expanding their services.

Ms. Schaefer asked that Council think of questions and email them to Mr. Ferguson prior to the next meeting.

Mayor Davin stated that she is waiting for a report from Mr. Bilyak on the Train Station.

A major discussion ensued, led by Mr. Reynolds, regarding the continuing problems at the Tot Lot. Mr. Ferguson stated that Wilkesburg is working on the main line where there was root infestation and eggshell cracking. The cost to repair this permanently would be approximately \$4-5 million dollars, according to Mr. Ferguson. He said that Wilkesburg is installing a liner that will give the line an additional twenty (20) years of life.

Mr. Ferguson said that meetings with the Allegheny County Health Department, the Borough engineers, Council President Schaefer and himself have occurred over the past four years regarding this issue.

Ms. Schaefer said that a holding tank placed on the Field was one of the solutions suggested to alleviate the hydraulics. She stated that the group is trying to have Wilkesburg come up with another solution.

After more discussion, Mayor Davin asked if a holding tank is a potential solution, why can't Wilkesburg put it in their own borough?

Ms. Schaefer stated that Wilkesburg Borough is aware of the problem, is trying to come up with solutions and is trying to prevent a health problem. She stated that one way that residents might help is if they see signs stating that the park is closed, they should not try to go into the park. The park, according to Ms. Schaefer, must remain closed for a twenty four (24) hour period. The Borough is working with the Department of Environmental Protection and neighboring communities.

Mayor Davin had questions regarding complaints for a particular home on Maple Avenue and Mr. Ferguson said a court hearing is coming up. As well, he stated that there are a number of properties being looked at for property maintenance. The problem, stated Mr. Ferguson, is that the cases are appealed and thrown out downtown, even after Judge Evashavik consistently tells homeowners that they must bring everything up to standard.

Ms. Schaefer asked that the Solicitor get the name of the judge.

Mayor Davin volunteered to go or to have someone else go on the Borough's behalf, including supplying pictures.

Mr. Ferguson noted that, in the past, pictures have been supplied, as well as a person from Building Inspection Underwriters and someone from Solicitor Barry's office.

The Mayor stated that if this is consistent, the Borough may need media attention. The Borough's intent is to maintain property values and the safety of residents must be brought before the judge, according to the Mayor.

Mr. Reynolds had a question concerning code enforcement and Mr. Ferguson answered that it is made as restrictive as possible, but there is no legislative way around the process. Residents are given a certain amount of time to respond and there is no way to make it happen faster, according to Mr. Ferguson.

Ms. Schaefer noted that Mayor Davin's suggestion of sending someone from the Borough and Mr. Barry's office might give the extra push needed.

Mr. Barry said that his office has not been downtown in more than a year and he was not aware that this was a consistent problem. He asked if these cases are appealed to the Court of Common Pleas and was answered by Mr. Ferguson in the negative.

## **NEW BUSINESS**

A Port Authority meeting was set July 14, 2008 at 7:00 PM and a Community Services meeting was set the same date at 8:00 PM. A Public Works Committee meeting was set for July 16, 2008 at 7:00 PM

## **ADJOURNMENT**

**M-9 Council moved to Executive Session which lasted from 8:50 PM to 9:24 PM and it was then moved by Mr. Cook and seconded by Mr. Reynolds to adjourn this meeting.**

DISCUSSION: None.

Upon roll call vote, the following was recorded: Mr. Harding, Mr. Reynolds, Mr. Szefi, Mr. Cook, Ms. Schaefer voted yes. **Motion carried.**

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Kurt Ferguson  
Borough Manager