

BOROUGH OF EDGEWOOD
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**BOROUGH OF EDGEWOOD
MINUTES OF THE MEETING OF COUNCIL HELD
MONDAY, NOVEMBER 15, 2010**

President Patricia Schaefer called the Meeting of the Council of the Borough of Edgewood to order on Monday, November 15, 2010 at 7:34 PM in the Municipal Building.

Borough Manager Warren Cecconi called the roll and the following responded: Mr. Bright, Mr. Bowers, Ms. Waldock, Mr. Wilson, Ms. Gleba, Mr. Hellett, Ms. Schaefer.

Mayor Davin was absent.

Borough Solicitor Barry and Junior Councilperson Brouman were also present.

The Pledge of Allegiance was recited.

Shannon Edgar, a ninth grader at Oakland Catholic was in attendance as part of a class requirement at her school.

ITEMS FROM THE FLOOR

Ms. Pickering McGregor of 416 Locust Street spoke regarding what she called the decline of the Borough Building. A memo outlining her specific issues is attached.

Mr. Bowers stated that some preliminary information was discussed at this past Saturday's budget meeting. He stated that Council is working with the Fire Department regarding grants for doors and windows.

Judge Caulfield then spoke with regard to a community service program which he would like to institute with the various boroughs for students who end up in court.

Ms. Waldock asked what programs are being done.

Judge Caulfield stated that some students work with Public Works picking up garbage and refuse. In Rankin, the Christian Service group has a few children helping around the building. The Judge said there are practical and life-long lessons to be learned during these endeavors.

Speaking to President Schaefer's question regarding the age range for the program, Judge Caulfield said the ages range from 15 and up.

Ms. Schaefer asked the Judge to contact the Borough manager to make arrangements for review of this program.

COMMITTEE ACTION

M-1 Ms. Gleba moved to approve the minutes of October 18, 2010, as amended. Second by Mr. Wilson.

DISCUSSION: Prior to the vote, Ms. Waldock made a correction to page 4, paragraph 2 to "prior to the next meeting."

Mr. Cecconi posed a question regarding the changing of a speaker's words to the Solicitor and Mr. Barry replied that the minutes should not be editorialized.

Ms. Schaefer said that it has been discussed with the Mayor that swearing in of officers should be done in the Borough Building.

Upon roll call vote, the following was recorded: Mr. Bright, Mr. Bowers, Ms. Waldock, Mr. Wilson, Ms. Gleba, Mr. Hellett, Ms. Schaefer voted yes. **Motion carried.**

M-2 Ms. Gleba moved to approve the amended minutes of November 1, 2010. Second by Ms. Waldock.

DISCUSSION: Prior to the vote, Ms. Waldock clarified the use of zeros when typing numbers. She also asked that the video production fee be removed from the list, as this piece should not be included since there is no ordinance currently covering this.

Upon roll call vote, the following was recorded: Mr. Bright, Mr. Bowers, Ms. Waldock, Mr. Wilson, Ms. Gleba, Mr. Hellett, Ms. Schaefer voted yes. **Motion carried.**

M-3 Ms. Gleba 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 from the General Fund in the amount of \$74,958.24 and from the Sewer Fund in the amount of \$3,265.06 for a total of \$78,223.30. Second by Mr. Wilson.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Mr. Bright, Mr. Bowers, Ms. Waldock, Mr. Wilson, Ms. Gleba, Mr. Hellett, Ms. Schaefer voted yes. **Motion carried.**

COMMITTEE REPORTS

GENERAL GOVERNMENT REPORT

Ms. Gleba said that the 2011 budget was discussed and another meeting will take place on Monday, November 22, 2010. The money in the PLGIT accounts will be transferred to the General Fund.

A discussion of recreation took place and it was determined that costs were down significantly. There was also discussion about bringing payroll in-house, according to Ms. Gleba. She stated that this would most likely take place after Act 32 takes effect in 2012.

DISCUSSION: None.

PUBLIC SAFETY

Mr. Hellett said that the Committee did meet to address Chief Payne's resignation. Mr. Hellett noted that usually the Chief compiles the agenda but, although Sgt. Kaskie could not attend, she did provide concerns with the Borough and how to best do the job without the Chief. Sgt. Kaskie will pick up some of the slack with the current situation. Minutes of the Public Safety meeting are attached.

Mayor Davin gave Sgt. Kaskie a punch list and was asked to provide Council with the list, also. The need for an increase in manpower for the holiday season was discussed. Other discussion included the crossing guard part-time position. Mr. Hellett noted that one person is being checked and the Borough is looking at her background.

As well, according to Mr. Hellett, budget issues were discussed, as well as the issue of possible grant money to fund computers.

Mr. Hellett said that Sgt. Kaskie has done an inventory of the evidence locker for the Police Department. Another topic for discussion was the wearing of BDU's slacks. The Public Safety Committee discussed the officers' request to wear BDU slacks, which look like cargo pants. The Committee approved use of the slacks as long as the officers did not tuck them into their boots.

At the Public Safety meeting, the police ad was reviewed.

Ms. Schaefer gave the student in the audience an in-depth explanation of the process used to find another police chief. She stated that the Borough was fortunate to have had Chief Payne work with us.

DISCUSSION: None.

POLICE REPORT

The Mayor was not present to give the report.

DISCUSSION: None.

COMMUNITY DEVELOPMENT

Ms. Waldock stated that a discussion of a potential lease agreement with Edgewood Towne Centre and the back gate will need to take place at some time in the future.

DISCUSSION: Ms. Schaefer asked Mr. Wilson to talk with Mr. Price of Rankin regarding the intermunicipal plan.

PUBLIC WORKS

Mr. Bowers reported that the retrofitting of the plow onto the truck being completed in-house would cost \$3,000; a new plow is approximately \$5,000.

DISCUSSION: None.

COMMUNITY SERVICE REPORT

Mr. Wilson said that the Committee did not meet.

DISCUSSION: None.

PERSONNEL COMMITTEE

Mr. Hellett noted that the Borough is looking for a police chief and a crossing guard.

DISCUSSION: None.

PENSION COMMITTEE

Mr. Bright said that the Committee met two weeks ago. The discussion revolved around Prime Solutions Advisors, our fund manager, recommending whether the Borough should purchase commercial real estate investments, which the Borough has decided against. Minutes of this meeting were distributed.

DISCUSSION: None.

AD HOC

INTERCOUNCIL

Mr. Hellett said that he did not attend the meeting and, therefore, had nothing to report.

DISCUSSION: None.

3 RIVERS WET WEATHER DEMONSTRATION PROJECT

Ms. Schaefer said that the Board met last Friday and that this Thursday, the Executive Committee for CONNECT will meet in Castle Shannon. She said that there are 19 communities who submitted collective grants to Three Rivers Wet Weather, each searching for agreements with Pittsburgh Water and Sewage and ways for cooperation and feasibility of maintenance and oversight. Ms. Schaefer felt that this vote finally broke a 10 year impasse with PWSA; however, Ms. Schaefer recused herself from the vote.

DISCUSSION: None.

BOROUGH SOLICITOR REPORT

Mr. Barry spoke about Ordinance 1034, stating that this is a result of Act 51 of 2009 legislation, amended by state law to change the Killed in Service benefit for municipal police officers. The benefit will now be paid for by the Commonwealth of Pennsylvania instead of by the Borough, meaning that the Borough no longer needs to set aside funds for this. This was also negotiated with the police during collective bargaining. Mr. Barry requested that Mr. Cecconi also send the ordinance to the Borough's actuary.

Mr. Cecconi stated that he has cancelled the insurance for 2011.

Mr. Barry reported that he was recently given a mutual aid agreement proposed through the Turtle Creek Valley Council of Governments regarding police protection among municipalities, which was drafted for the South Hills Area Council of Governments. Mr. Barry stated that the agreement should be done by ordinance. He stated that he will be checking with other communities about liabilities under this agreement to make sure that the Edgewood Borough officers who might respond to a situation in another borough would have the same coverage as if performing their duties in Edgewood.

Mr. Barry asked that Mr. Cecconi check the insurance coverage requirements in this agreement and the 60 or 30 day notice of termination.

A discussion ensued, led by Mr. Cecconi, regarding changes in the law amending the Civil Service Rules and Regulations.

Mr. Barry said that the Borough needs to amend its Rules to comply with the new law. He stated that Mr. Evashavik is the attorney for the Commission and that the recommendation for change usually comes from the Civil Service Commission. Mr. Barry explained that under the new law, the Borough already has some items in place. The eligibility list would be valid for one year, and, under the new law, could be extended another year by the Civil Service Commission.

Speaking to a case in Wilkinsburg, Mr. Barry noted that a promotion was made where the top scoring candidate had to be chosen. This legislation now reinstates the "rule of three."

DISCUSSION: None.

NEW BUSINESS

COMMITTEE ACTION

M-4 Mr. Hellett offered Ordinance 1034 on First Reading and asked for its immediate adoption. Second by Mr. Wilson.

**BOROUGH OF EDGEWOOD
ALLEGHENY COUNTY, PENNSYLVANIA
ORDINANCE 1034**

AN ORDINANCE OF THE BOROUGH OF EDGEWOOD, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, AMENDING, AND REPEALING IN PART, BOROUGH ORDINANCE NO. 986 WHICH PROVIDED FOR A RETIREMENT BENEFIT FOR FAMILIES OF POLICE OFFICERS KILLED-IN-SERVICE

WHEREAS, Section 2 of Borough Ordinance No. 986, enacted on December 15, 2003, pursuant to Act 30 2002, provided for a pension benefit for a full-time Borough Police Officer who was killed in service calculated at 100% of the officer's salary at the time of death; and

WHEREAS, Act 51 of 2009 specifically repealed the killed-in-service benefit which was previously provided pursuant to Act 30 of 2002; and

WHEREAS, Act 51 of 2009 further provides for a new benefit, pursuant to the Emergency and Law Enforcement Personnel Death Benefits Act, 53 P.S. §891 et. seq., in the amount of 100% of the police officer's salary at the time of death, which benefit is paid by the Commonwealth of Pennsylvania; and

WHEREAS, the Borough no longer legally needs to provide the killed-in-service benefit, which was previously required by Act 30 of 2002, since that law has been repealed and replaced by Act 51 of 2009 so that the killed-in-service benefit is provided and paid for by the Commonwealth of Pennsylvania.

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

SECTION 1. Section 2 of Borough Ordinance 986 which provided for a retirement benefit for families of participants killed-in-service, is hereby repealed in its entirety, since said benefit has now been replaced with a killed-in-service benefit provided by the Commonwealth of Pennsylvania. The remainder of Borough Ordinance No. 986 shall remain in full force and effect except as modified by this Ordinance.

SECTION 2. Any Ordinance, or any part of any Ordinance, in conflict with this Ordinance is hereby repealed to the extent of such conflict.

ORDAINED AND ENACTED this 15th day of November, 2010.

ATTEST:

BOROUGH OF EDGEWOOD

Warren Cecconi
Borough Manager

Patricia M. Schaefer
President of Council

EXAMINED AND APPROVED by me this 15th day of November, 2010.

Jean O. Davin
Mayor

DISCUSSION: A correction was made by adding "ed" on kill-in-service under Section 1.

Upon roll call vote, the following was recorded: Mr. Bright, Mr. Bowers, Ms. Waldock, Mr. Wilson, Ms. Gleba, Mr. Hellett, Ms. Schaefer voted yes. **First Reading Passes.**

- M-5 **Mr. Hellett offered Ordinance 1034 on Second Reading (Title Only) and asked for its immediate adoption. Second by Mr. Wilson.**

BOROUGH OF EDGEWOOD
ALLEGHENY COUNTY, PENNSYLVANIA
ORDINANCE 1034

AN ORDINANCE OF THE BOROUGH OF EDGEWOOD, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, AMENDING, AND REPEALING IN PART, BOROUGH ORDINANCE NO. 986 WHICH PROVIDED FOR A RETIREMENT BENEFIT FOR FAMILIES OF POLICE OFFICERS KILLED-IN-SERVICE

DISCUSSION: None.

Upon roll call vote, the following was recorded: Mr. Bright, Mr. Bowers, Ms. Waldock, Mr. Wilson, Ms. Gleba, Mr. Hellett, Ms. Schaefer voted yes. **Second Reading Passes.**

- M-6 **Ms. Gleba moved to provide an electronic payment option for payment of Borough fees and fines; the transaction fees will be charged directly to user of card. Second by Mr. Hellett.**

DISCUSSION: Mr. Cecconi said that with so many requests for debit or credit transactions, it will be so much easier to set up payments for parking, reports, etc. Citizen's Bank, according to Mr. Cecconi, will handle the customer will be charged a flat fee of \$2.00 per transaction. He also reported that the base price for the machine is \$200.

Upon roll call vote, the following was recorded: Mr. Bright, Mr. Bowers, Ms. Waldock, Mr. Wilson, Ms. Gleba, Mr. Hellett, Ms. Schaefer voted yes. **Motion carried.**

- M-7 **Mr. Hellett moved to accept Mark Ratajeski's letter of resignation effective November 30, 2010. Second by Mr. Wilson.**

DISCUSSION: None.

Upon roll call vote, the following was recorded: Mr. Bright, Mr. Bowers, Ms. Waldock, Mr. Wilson, Ms. Gleba, Mr. Hellett, Ms. Schaefer voted yes. **Motion carried.**

- M-8 **Mr. Wilson read Resolution 2010-44 and asked for its immediate adoption. Second by Ms. Gleba.**

(RESOLUTION APPENDED TO END OF MINUTES).

DISCUSSION: Mr. Cecconi explained that this is the same grant which has previously been applied for twice, but the grant amount requested has been raised by \$10,000. He went on to say that this application does not commit to anything and noted that he asked Senator Costa to write a letter of support.

Ms. Waldock questioned what the phrase "provision of local matching funds" meant and Mr. Cecconi explained that the amount for this is \$15,000. Filing the application now places Edgewood's request into this year's funding cycle.

Ms. Schaefer informed the audience that moving the Tot Lot up to where the old basketball court was is the ultimate goal. It is anticipated that the current Tot Lot would become an area where people could park their cars.

Mr. Cecconi answered Ms. Waldock's question about when the grant would be awarded by stating that it would be March or April 2011 or November or December of 2011.

Mr. Barry stated that, in previous years, the Borough would guarantee that the local share will be paid. The County Redevelopment Authority wants that commitment before making application.

Upon roll call vote, the following was recorded: Mr. Bright, Mr. Bowers, Ms. Waldock, Mr. Wilson, Ms. Gleba, Mr. Hellett, Ms. Schaefer voted yes. **Resolution Passes.**

BOROUGH MANAGER REPORT

Mr. Cecconi stated that the Recreation Commission met and the group is now at five members and is looking for more volunteers.

Mr. Cecconi stated that some sewer line cleaning was going on at Nine Mile Run.

For the Community Day meeting, Mr. Cecconi stated that only he and Dr. Andrews showed up. A letter of interest will be sent to people to try to get more help.

An intense discussion of the crossing guard areas and bus stops, especially for Pennwood and Race, ensued.

ADJOURNMENT

M-9 Following an Executive Session with respect to personnel, which lasted from 9:15 PM to 10:12 PM, Mr. Bowers moved to authorize an expenditure of \$5,000 to purchase a second snow plow. Second by Mr. Wilson.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Mr. Bright, Mr. Bowers, Ms. Waldock, Mr. Wilson, Mr. Hellett, Ms. Schaefer voted yes. Ms. Gleba was absent for this vote. **Motion carried.**

M-10 Ms. Waldock moved to adjourn the meeting at 10:15 PM. Second by Mr. Wilson.

DISCUSSION: None.

Upon roll call vote, the following was recorded: Mr. Bright, Mr. Bowers, Ms. Waldock, Mr. Wilson, Mr. Hellett, Ms. Schaefer voted yes. Ms. Gleba was absent for this vote. **Motion carried.**

Warren Cecconi, Borough Manager