

BOROUGH OF EDGEWOOD

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BOROUGH OF EDGEWOOD
MINUTES OF THE COUNCIL MEETING OF MARCH 19, 2012

CALL TO ORDER

President Schaefer called the meeting of the Borough of Edgewood to order at 7:35 PM in the Municipal Building.

ROLL CALL

Upon roll call, the following responded: Mr. Bright, Mr. Wainright, Mr. Wilson, Ms. Gleba, Mr. Fuller, and Ms. Schaefer.

Mayor Cook, Solicitor Barry, and Ms. Evashavik, the Junior Councilperson, were also present.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ITEMS FROM THE FLOOR

Lisette Rihn - 1200 Mifflin Avenue

Ms. Rihn stated that she frequently walks in Edgewood, and is concerned about sidewalk space being taken up by tables from eating establishments on Braddock Avenue. Ms. Rihn stated that she hopes Council can take action to keep the sidewalks clear for those walking along the street. President Schaefer stated that she would pen a letter to the restaurants on the Edgewood side of Regent Square letting them know there must be clearance for pedestrians.

Ruth Pickering - 416 Locust

Ms. Pickering asked if any action had been taken on the properties she identified at the last meeting. Manager Cecconi said that the code enforcement officer was conducting additional investigations into the properties. President Schaefer said the matter was being addressed.

Mayor Cook read the following Proclamation

PROCLAMATION 2012 - 05

WHEREAS, the Borough of Edgewood recognizes exceptional service and acknowledges commitments to community; and

WHEREAS, Boy Scout Troop 23 was established in Edgewood in 1912 in order to build character and responsibility in young people; and

WHEREAS, the rank of Eagle Scout is the highest rank attainable in the Boy Scouts of America and requires extensive service and leadership;

NOW THEREFORE BE IT RESOLVED that the Borough of Edgewood recognizes and acknowledges **WILSON EDWARD KONDRICH** for earning the rank of Eagle Scout from the Boy Scouts of America.

PROCLAIMED this 19th day of March, 2012 by the Mayor of the Borough of Edgewood.

J. Edward Cook, Mayor

M-1 Ms. Gleba moved to approve the minutes of February 21, 2012. Second by Mr. Fuller.

DISCUSSION: None

The aye vote on the motion was unanimous. Motion carried.

M-2 Ms. Gleba moved to approve the minutes of March 5, 2012, as amended. Second by Mr. Wilson.

DISCUSSION: None

The aye vote on the motion was unanimous. Motion carried.

M-3 Mr. Wilson read the following Resolution

RESOLUTION 2012 – 25

**A RESOLUTION OF THE BOROUGH OF EDGEWOOD, COUNTY OF ALLEGHENY,
COMMONWEALTH OF PENNSYLVANIA, APPROVING THE TRANSFER OF RESTAURANT LIQUOR
LICENSE NO. R-12433 INTO THE BOROUGH OF EDGEWOOD FROM THE CITY OF PITTSBURGH.**

WHEREAS, Act 141 of 2000 ("the Act") authorizes the Pennsylvania Liquor Control Board to approve, in certain instances, the transfer of restaurant liquor licenses across municipal boundaries within the same county regardless of the quota limitations provided for in Section 461 of the Liquor Code if, as in the Borough of Edgewood, sales of liquor and malt or brewed beverages are legal in the municipality receiving the license; and

WHEREAS, the Act requires the applicant to obtain from the receiving municipality a resolution approving the inter-municipal transfer of the liquor license prior to an applicant's submission of an application to the Pennsylvania Liquor Control Board; and

WHEREAS, the Liquor Code stipulates that, prior to adoption of a resolution by the receiving municipality, at least one hearing be held for the purpose of permitting individuals residing within the municipality to make comments and recommendations regarding applicant's intent to transfer a liquor license into the receiving municipality; and

WHEREAS, an application for transfer filed under the Act must contain a copy of the resolution adopted by the municipality approving the transfer of a liquor license into the municipality.

NOW, THEREFORE, BE IT RESOLVED, that Jabba Fet, LLC has requested the approval of the Borough of Edgewood Council for the proposed transfer of Pennsylvania restaurant liquor license no. R-12433 by Jabba Fet, LLC to restaurant facilities within the Borough of Edgewood to be located at 1113 S. Braddock Avenue, Borough of Edgewood, Pittsburgh, Allegheny County, Pennsylvania 15218 with the understanding that said transfer must be approved at a later date by the Pennsylvania Liquor Control Board; and

BE IT FURTHER RESOLVED, that the Borough of Edgewood Council has held a properly advertised public hearing pursuant to the notice provisions of Section 102 of the Liquor Code to receive comments on the proposed liquor license transfer; and

BE IT FURTHER RESOLVED, that the Borough of Edgewood approves, by adoption of this Resolution, the proposed intermunicipal transfer of restaurant liquor license no. R-12433 into the Borough of Edgewood by Jabba Fet, LLC; and

BE IT FURTHER RESOLVED, that transfers, designations and assignments of licenses hereunder are subject to approval by the Pennsylvania Liquor Control Board.

Duly adopted this 19th day of March, 2012, by the Borough of Edgewood, Allegheny County, Pennsylvania, in lawful session duly assembled.

Second by Mr. Fuller.

DISCUSSION: Solicitor Barry stated that he believed everything was in order with the application and resolution. Mr. Fuller stated that he was not related to Mr. Keith Fuller, part owner of Jabba Fet, LLC.

Upon roll call vote, the following voted yes: Mr. Bright, Mr. Wainright, Mr. Wilson, Ms. Gleba, Mr. Fuller, and Ms. Schaefer. **Motion carried.**

M-4 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 \$35,429.23, and from the Sewer Fund in the amount of \$88,616.43, for a total of \$124,045.66. Second by Mr. Wilson.

DISCUSSION: None

The aye vote on the motion was unanimous. **Motion carried.**

GENERAL GOVERNMENT

Ms. Gleba reported that the newsletter would change to bimonthly publications beginning with the June/July issue. She said the Borough had received some feedback on this change, and had responded. She said anyone was welcome to bring up the issue to Council at public meetings, as the change was voted on by Council. Ms. Gleba asked Councilmembers to contact her if they had any topics they would like written about in the newsletter.

POLICE REPORT

Mayor Cook noted the February police report had been distributed to Council. Chief Payne stated the police department would run a Citizens Police Academy in September. This would be an eight week program and Chief Payne encouraged any interested members of Council to join.

PUBLIC SAFETY

Mr. Fuller reported that the public safety committee had met and discussed hiring a part time police clerk. He reported that the staffing and budget of the police department were on track, and that bullet proof vests were in a rotation for replacement. Mr. Fuller suggested that the borough review its parking ordinance for commercial vehicles. Mr. Fuller distributed a handout on a "Cops & Cruisers" car corral.

COMMUNITY DEVELOPMENT

Mr. Wilson reported that he attended a meeting with members of Rankin Borough and Swissvale Borough to discuss working together on land development issues. President Schaefer said another meeting would take place between

the three municipalities on April 3, 2012, and that the previous meeting had been productive, discussing the joint Comprehensive Plan between the Boroughs. President Schaefer said she also attended a Swissvale Borough Council meeting in order to reach out to Edgewood's neighbor.

PUBLIC WORKS

Mr. Wilson stated that the Borough still had plenty of road salt left after a mild winter. Mr. Wilson said the Borough lost its space in a storage garage where it kept public works equipment. Mr. Wilson said he and Manager Cecconi would be trying to find alternative plans for the equipment, which is currently in the parking lot covered in tarps.

COMMUNITY SERVICE

Mr. Wainright reported the Easter Egg Hunt would take place on March 31, 2012 at noon at Koenig Field.

PERSONNEL

Mr. Fuller had nothing to report.

PENSION

Mr. Bright said that if Council wished to study changes to the non-uniform pension plan, they would have to pay the actuaries for such a study.

AD HOC COMMITTEES

3 RIVERS WET WEATHER DEMONSTRATION PROJECT/CONNECT

President Schaefer said 3 Rivers Wet Weather would hold a board meeting in April. She stated CONNECT was applying for a \$400,000 Ford Foundation Grant, and was looking into applying for a Dukakis Foundation grant for economic development.

SOLICITOR'S REPORT

Solicitor Barry had nothing to report.

BOROUGH MANAGER'S REPORT

Manager Cecconi said work had begun on the Borough Building's heating system. He stated that one part of the Koenig Field playground grant was completed and submitted, and the other portion would be completed by April 1, 2012. The DCED CONNECT grant had been submitted, and that the Borough staff was working on records disposal and had attended some relevant webinars.

NEW BUSINESS

None

COMMITTEE ACTION

M-5 Mr. Wainright moved to accept Judy Mysel's letter of resignation as part time Recreation Director.

DISCUSSION: None.

Upon roll call vote, the following voted yes: Mr. Bright, Mr. Wainright, Mr. Wilson, Ms. Gleba, Mr. Fuller, and Ms. Schaefer. Motion carried.

EXECUTIVE SESSION

Executive Session was called at 8:19 PM to discuss personnel matters.

The session ended at 9:20 PM.

- M-6** Mr. Fuller moved to terminate the employment of Officer Keith Nugent and to remove him from the Borough of Edgewood Police Department for the reasons set forth in the Statement of Charges, dated March 12, 2012. Second by Mr. Wilson

DISCUSSION: None

Upon roll call vote, the following voted yes: Mr. Bright, Mr. Wainright, Mr. Wilson, Ms. Gleba, Mr. Fuller, Ms. Schaefer. Motion carried.

- M-7** It was moved by Ms. Gleba and seconded by Mr. Fuller to adjourn at 9:22 PM.

DISCUSSION: None.

The aye vote on the motion was unanimous. Motion carried. Meeting adjourned.



Warren Cecconi, Borough Manager