

**REGULAR COUNCIL MEETING  
DECEMBER 4, 2007  
MINUTES**

President Scisciani called the Regular Meeting of the Town Council of the Borough of Bellevue to order 7:15 p.m. Council members L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner, J. Scisciani, Mayor Doscher and the Solicitor were present. R. Deer was absent. M. Kutschbach was excused.

The meeting opened with the Pledge of Allegiance to the Flag and silent Invocation.

**VISITORS:**

Mr. Rich Furis from 60 S. Bryant Avenue, Mrs. Rose Heflin from 545 Orchard Avenue and Mr. Garrett Kajmowicz from 120 Washington Avenue all spoke to Council about various issues

**MINUTES:**

Minutes from the November Council meeting were presented. A motion was made and seconded by to adopt the meeting minutes. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries.

**MAYOR:**

The November report of the Mayor was read, received and filed. A total collection for the month was \$ 22,041.06

**SOLICITOR:**

The November report of the Solicitor was read, received and filed.

**ACTING DAS REPORT:**

The November report of the Acting DAS was read, received and filed.

TREASURER'S REPORT:

The Treasurer read the November report and a copy is attached for review.

TAX COLLECTOR'S REPORT:

The November report for the Elected Tax Collector was received and filed. A copy is attached for review.

FINANCE COMMITTEE:

The November report of the Finance Committee was read by L. Woshner. A copy of the minutes is attached. There are no motions to be made at this time.

PUBLIC SAFETY COMMITTEE:

The November report of the Public Safety Committee was read by J. Kovacs. A copy of the minutes is attached.

A motion was made that was seconded to change Articles 5, 13 & 19 of the proposed Zoning Ordinance. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries.

A motion was made and seconded to change the proposed Zoning Ordinance to state that no adult oriented businesses are to be zoned in the Borough of Bellevue. A roll call commenced with J. Kovacs voting in favor. L. Blaney-Stewart, J. Braunlich, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani voted against. Motion fails.

A motion was made and seconded to discuss House Bill 1492. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries.

PUBLIC WORKS COMMITTEE:

The November report of the Public Works Committee was read by M. Kutschbach. A copy of the minutes is attached. There are no motions to be made at this time.

PARKS AND RECREATION COMMITTEE:

The November report of the Parks and Recreation Committee was read by S. Mosolanksy. A copy of the minutes is attached. There are no motions to be made at this time.

PENSION MEETING:

Nothing at this time.

TRI-BOROUGH:

Nothing at this time.

COG:

Nothing at this time.

PLANNING COMMISSION:

Nothing at this time.

CIVIL SERVICE COMMISSION:

Nothing at this time.

BUILDING COMMITTEE:

Nothing at this time.

FIRE SERVICES:

Nothing at this time.

THREE RIVERS WET WEATHER:

Nothing at this time.

BIDS:

A motion was made and seconded to award the bid for 2007 Sanitary Sewer Repair Project, Phase II to State Pipe Services, Inc., in the amount of \$113,400.00 as recommended by the Borough Engineer. A roll call commenced with L. Blaney-Stewart,

J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries

A motion was made and seconded to award the bid for the Municipal Building Window Replacement Project to Specified Systems, Inc., in the amount of \$78,240.00 as recommended by the Borough Engineer by utilizing bond funds. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries.

A motion was made and seconded to award the bid for the Borough Building Gutter Restoration to Umbrella Roofing Systems at a cost of \$80,500.00 using bond funding. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries.

UNFINISHED BUSINESS:

A motion was made and seconded to advertise for the full-time Fire Fighter position. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries. There was discussion regarding notifying the Civil Service Commission about the advertisement for the Fire Fighter position.

A motion was made and seconded to notify the Civil Service Commission to extend the Police list for three months and then to advertise for a new list. A roll call commenced with L. Blaney-Stewart, J. Braunlich, S. Mosolansky, J. Walter and L. Woshner all voting in favor. J. Kovacs and J. Scisciani voted against. Motion carries.

RESOLUTIONS:

A RESOLUTION OF BELLEVUE BOROUGH AUTHORIZING THE EXECUTION OF A CABLE FRANCHISE AGREEMENT BETWEEN THE BOROUGH AND VERIZON PENNSYLVANIA, INC was read.

A motion was made and seconded to adopt the Resolution. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries. Resolution is adopted as 49-07.

A RESOLUTION OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, AUTHORIZING DRAWING OF WARRANTS BY THE

PRESIDENT OF COUNCIL AND THE ACTING DIRECTOR OF ADMINISTRATIVE SERVICES AND SECRETARY, FOR THE REFUND OF REAL ESTATE TAXES DUE TO THE REDUCTION IN ASSESSMENT VALUE was read.

A motion was made and seconded to adopt the Resolution. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries. Resolution is adopted as 50-07.

ORDINANCES:

AN ORDINANCE OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, DISSOLVING THE BOROUGH OF BELLEVUE PLANNING COMMISSION AND PURSUANT TO THE INTERMUNICIPAL AGREEMENT AMONG THE BOROUGH OF BELLEVUE, BOROUGH OF BEN AVON AND BOROUGH OF AVALON CREATING A JOINT PLANNING COMMISSION, PURSUANT TO THE PROVISIONS OF THE PENNSYLVANIA MUNICIPALITIES PLANNING CODE was read.

A motion was made and seconded to adopt the Ordinance on the third and final reading, captions only. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries. Ordinance is adopted as 07-13.

AN ORDINANCE OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, AMENDING ORDINANCE 91-1, "AN ORDINANCE OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, REQUIRING ALL PERSONS OCCUPYING RESIDENTIAL DWELLING STRUCTURES CONTAINING NOT MORE THAN THREE (3) DWELLING UNITS IN THE BOROUGH OF BELLEVUE TO UTILIZE AND SUBSCRIBE TO THE COLLECTION AND REMOVAL SERVICE DESIGNATED BY THE BOROUGH OF BELLEVUE AS THE EXCLUSIVE PROVIDER OF SAID SERVICE AND TO PAY FOR THE SAME IN ACCORDANCE WITH THE RATES AND CHARGES ESTABLISHED HEREIN, AND PROVIDING FOR THE PENALTIES INTEREST AND FINES FOR THE VIOLATION HEREOF,; BY AMENDING SECTION 3, SECTION 4 AND SECTION 5 (A) 1 AND 2, THEREOF, ESTABLISHING RATES, DISCOUNT AND TIMES OF PAYMENT was read

A motion was made and seconded to adopt the Ordinance on the third and final reading, captions only. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries. Ordinance is adopted as 07-14.

AN ORDINANCE OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, ADOPTING A SCHEDULE OF ATTORNEY'S FEES IN CONNECTION WITH THE COLLECTION OF TAXES, TAX CLAIMS, TAX LIENS, MUNICIPAL CLAIMS, AND MUNICIPAL LIENS, PURSUANT TO ACT 1 OF 1996 AND ACT 20 OF 2003, AND ADOPTING A SCHEDULE OF CHARGES, EXPENSES, AND FEES PURSUANT TO THE ACT OF MAY 16, 1923, AS AMENDED, 53 P.S. 7101, 7103 AND 7106, WHICH ORDINANCE REPEALS ANY OTHER ORDINANCES INCONSISTENT HEREWITH RELATING TO A SCHEDULE OF ATTORNEYS FEES PURSUANT TO ACT 1 OF 1996 was read.

A motion was made and seconded to adopt the Ordinance on the third and final reading, captions only. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries. Ordinance is adopted as 07-15.

AN ORDINANCE OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, AMENDING ORDINANCE NO. 76-3, "AN ORDINANCE OF THE BOROUGH OF BELLEVUE, COUNTY OF ALLEGHENY, PENNSYLVANIA, LEVYING A TAX FOR GENERAL REVENUE PURPOSE UPON THE PRIVILEGE OF ENGAGING IN AN OCCUPATION WITHIN THE CORPORATE YEAR; PROVIDING FOR ITS COLLECTING SAID TAX FROM EVERY INDIVIDUAL IN THEIR EMPLOYEE SUBJECT TO SAID TAX AND REMITTING THE SAME TO THE DESIGNATED TAX COLLECTOR; CONFERRING AND IMPOSING POWERS AND DUTIES OF THE ADMINISTRATION AND COLLECTION ON THE DESIGNATIVE TAX COLLECTOR; REQUIRING THE FILING OF RETURNS; AND IMPOSING PENALTIES FOR VIOLATION THEREOF.: ENACTED FEBRUARY, 3, 1976, RENAMING THE TAX LEVIED AS THE LOCAL SERVICES TAX, ESTABLISHING THE RATES OF TAX TO BE LEVIED, AND THE DATE OF PAYMENT, AND ESTABLISHING THE ALLOCATION OF THE TAX PROCEEDS was read.

There was discussion about having revisions made to the Ordinance. Council established that they would like to amend the Ordinance to allow residents to be exempt from this tax while they are on active duty only. A motion was made and seconded to adopt the Ordinance on the first reading, captions only. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries.

There was further discussion about another amendment to the Ordinance. A motion was made and seconded to bring the Ordinance up on the second reading, captions only with the amendment. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries.

Council established that they would like to pass the Ordinance on the third and final reading at the Special Meeting that will be held at the end of the month.

#### NEW BUSINESS:

A motion was made and seconded to seek proposals for the Tax Anticipation Note. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries.

#### LETTERS:

Nothing at this time.

#### LIST OF BILLS:

A motion was made that was seconded to pay the bills as approved by the various Committees. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Motion carries.

#### EXECUTIVE SESSION:

There was an Executive Session to discuss a Department of Public Works personnel issue.

A motion was made that was seconded to pay Mr. Haefele a total of \$611.19. A roll call commenced with L. Blaney-Stewart, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. J. Braunlich voted against. Motion carries.

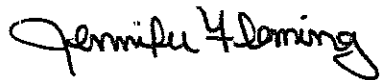
VISITORS:

There were no citizens present that wish to speak.

ADJOURN:

A motion was made and seconded to adjourn the meeting. A roll call commenced with L. Blaney-Stewart, J. Braunlich, J. Kovacs, S. Mosolansky, J. Walter, L. Woshner and J. Scisciani all voting in favor. Meeting adjourned at 11:00 p.m.

Respectfully submitted

A handwritten signature in black ink that reads "Jennifer Fleming". The signature is written in a cursive, flowing style.

Jennifer Fleming  
Secretary