

**REGULAR COUNCIL MEETING
JUNE 3, 2008
MINUTES**

President Woshner called the Regular Meeting of the Town Council of the Borough of Bellevue to order 7:05 p.m. Council Members J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter, L. Woshner, and the Solicitor were present. L. Blaney-Stewart and Mayor Doscher were excused.

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

VISITORS:

Wanda Choiunic a resident questioned what the status is with repairing the windows for the Borough of Bellevue Municipal Building. J. Walter stated that the windows are going to be replaced since it is a safety concern.

Oscar Worthy a resident of 8831 Roosevelt Boulevard and the President of the Chamber of Commerce stated that the Ordinance 03-12 was enacted to allow the vendors to place their wares out on the sidewalk for the Sidewalk Sale days only. He stated that the Sidewalk Sale Days are a fund raiser for the Chamber of Commerce and there is a fee for vendors to participate. He stated that they pull a lot of people into Bellevue and he does not want to do is have the sidewalk sales affected by this "Summer Solstice" event. L. Woshner stated that the Borough is really appreciative for everything that the Chamber does and they will be reviewing the Ordinance later in the meeting. J. Walter stated that he does not see a fee schedule in this ordinance. Mr. Worthy stated that this cost is established by the Chamber of Commerce and is used as a fund raiser for the Chamber to pay for various events that they coordinate. There was further discussion by Council.

Ms. Michele Smith from Hawley Avenue stated that she appreciates that the Borough of Bellevue had allowed for the "Summer Solstice" event to take place and the coordinators of this events have no desire to take over the Chamber of Commerce's Sidewalk Sale Days. She stated that certain merchants are looking for better representation and if there are merchants that are able to display their wares in the Hawley Avenue parking lot it would be a disadvantage to the business owners if they are not able to do the same.

Paul Cusick from 71 N. Bryant Avenue stated that the problem that he sees is if the vendors are able to put out their wares during the "Summer Solstice" event then they may not have enough goods for the Sidewalk Sale Days. He stated that the Chamber has worked for years to make this successful and he does not want to see their event negatively affected. He stated that he does not want the "Summer Solstice" event to undermine the Chamber of Commerce's Sidewalk Sale Days.

SWEARING IN OF A NEW COUNCIL MEMBER:

J. Walter seconded by M. Helbling made a motion to appoint Kathy Coder to the position of Council Member for ward 1 district 2. A roll call commenced with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter and L. Woshner all voting in favor. Motion carries.

Magistrate Tara Smith swore in Kathy Coder into the position of Council Member.

MINUTES:

Minutes from the previous meetings of Council from May were presented. S. Mosolansky seconded by J. Walter made a motion to adopt the minutes. A voice vote was taken with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, K. Coder, J. Walter and L. Woshner all voting in favor. Motion carries.

MAYOR:

The May report of the Mayor was read, received and filed. A total collection for the month was \$ 20,159.30.

SOLICITOR:

The May report of the Solicitor was read, received and filed. He notated that he needs a motion made in order to execute a replacement deed for Infinity Partnership. He gave the details to Council for the reason for the execution of the deed.

DAS REPORT:

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

TREASURER'S REPORT:

The May report of the Treasurer was read, received and filed. There was discussion by the Council about separating funds in order to budget for specific items.

TAX COLLECTOR'S REPORT:

The May report for the Elected Tax Collector was received and filed.

FINANCE COMMITTEE:

The May report of the Finance Committee was presented to Council by M. Helbling. A copy of the minutes is attached.

M. Helbling seconded by J. Walter made a motion to authorize Sean and Mary Garrison that own 37 Greenough Avenue to enter into a payment agreement for delinquent sewage as recommended by the Finance Committee. A roll call commenced with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, K. Coder, J. Walter and L. Woshner all voting in favor. Motion carries.

PUBLIC SAFETY COMMITTEE:

The May report of the Public Safety Committee was presented to Council by J. Walter. A copy of the minutes is attached.

J. Walter seconded by S. Mosolansky made a motion to purchase a rear axel for the Pumper truck not to exceed \$5,500.00 as recommended by the Public Safety Committee. A roll call commenced with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, K. Coder, J. Walter and L. Woshner all voting in favor. Motion carries.

J. Walter seconded by M. Kutschbach made a motion to purchase two portable radios with a cost not to exceed \$2,000 as replacements as budgeted as recommended by the Public Safety Committee. A roll call commenced with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, K. Coder, J. Walter and L. Woshner all voting in favor. Motion carries.

J. Walter seconded by S. Mosolansky made a motion to demolish 251 Grant Avenue at a cost not to exceed \$9,000 as recommended by the Public Safety Committee. S. Mosolansky questioned if the Borough would be charged a reduced amount if the company can salvage some of the materials. The DAS stated that she is not sure. There was further discussion. A roll call commenced with J. Braunlich, D.

Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, K. Coder, J. Walter and L. Woshner all voting in favor. Motion carries.

J. Walter seconded by J. Braunlich made a motion to suspend the Sidewalk Sale Ordinance #03-12 for the "Summer Solstice" event as recommended by the Public Safety Committee. J. Walter stated that he respects the Chamber of Commerce but he feels the Borough of Bellevue should only do and allow what the law permits. L. Woshner stated that she doesn't want this to undermine the Chamber of Commerce's Sidewalk Sale Days. S. Mosolansky stated that he wants to try to avoid having too many organizations request sidewalk sales aside from the established Chamber of Commerce's event. There was further discussion. D. Gillingham stated that this "Summer Solstice" event will bring people and revenue into this town. There was further discussion. A roll call commenced with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, K. Coder and J. Walter all voting in favor. S. Mosolansky and L. Woshner voted against. Motion carries.

PUBLIC WORKS COMMITTEE:

The May report of the Public Works Committee was presented to Council by M. Kutschbach. A copy of the minutes is attached.

M. Kutschbach seconded by J. Braunlich made a motion to place Woodlawn Avenue, Citizens Way and 35th Street out for bid as recommended by the Public Works Committee. J. Walter questioned where the funding for this will come from. J. Braunlich stated that \$133,000 was going to come out of the Firefighter Truck fund. The DAS stated that this is a motion to get a cost estimate to see what it will cost to do these projects. M. Kutschbach withdrew his motion.

M. Kutschbach seconded by J. Walter made a motion to request to have the bid specifications written and estimates received for Woodlawn Avenue, Citizens Way and 35th Street as recommended by the Public Works Committee. A roll call commenced with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter and L. Woshner all voting in favor. Motion carries.

PARKS AND RECREATION COMMITTEE:

The May report of the Parks and Recreation Committee was presented to Council by S. Mosolansky. A copy of the minutes is attached.

S. Mosolansky seconded by J. Walter made a motion to have free swimming for both June 21st and June 22nd for the "Summer Solstice Spectacular" event as recommended by the Parks and Recreation Committee. A roll call commenced with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, K. Coder, J. Walter and L. Woshner all voting in favor. Motion carries.

S. Mosolansky seconded by J. Walter made a motion to authorize the expenditure for the food for the 4th of July event not to exceed \$600.00 as recommended by the Parks and Recreation Committee. A roll call commenced with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter and L. Woshner all voting in favor. Motion carries.

BUILDING COMMITTEE:

J. Braunlich seconded by M. Helbling made a motion to advertise for architect proposals for the Borough Building renovations with a cost not to exceed \$1,000 from the Bond as recommended by the Building Committee. There was discussion by Council. A roll call commenced with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, K. Coder, J. Walter and L. Woshner all voting in favor. Motion carries.

IT COMMITTEE:

Nothing at this time.

PENSION MEETING:

Nothing at this time.

TRI-BOROUGH:

Nothing at this time.

COG:

Nothing at this time.

CIVIL SERVICE COMMISSION:

Nothing at this time.

FIRE SERVICES:

Nothing at this time.

THREE RIVERS WET WEATHER:

Nothing at this time.

CHAMBER OF COMMERCE:

Nothing at this time.

BIDS:

Nothing at this time.

UNFINISHED BUSINESS:

J. Walter seconded by S. Mosolansky made a motion to execute a replacement deed for Affinity Partnership. A roll call commenced with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, K. Coder, J. Walter and L. Woshner all voting in favor. Motion carries.

RESOLUTIONS:

A RESOLUTION OF THE TOWN COUNCIL OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, DESIGNATING MATTHEW R. SENTNER CHIEF OF POLICE OF THE BOROUGH OF BELLEVUE, AS NAMED AND APPOINTED BY GEORGE DOSCHER, MAYOR OF THE BOROUGH OF BELLEVUE was read.

J. Walter seconded by D. Gillingham made a motion to adopt the Resolution. A roll call commenced with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, K. Coder and J. Walter all voting in favor. L. Woshner voted against. Motion carries. Resolution is adopted as 23-08.

A RESOLUTION OF THE TOWN COUNCIL OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, AUTHORIZING THE DRAWING OF WARRANTS BY THE PRESIDENT OF COUNCIL AND THE DIRECTOR OF ADMINISTRATIVE SERVICES AND SECRETARY, FOR REFUNDS OF REAL ESTATE TAXES DUE TO OVERPAYMENT AND REDUCTION IN ASSESSMENT was read.

J. Walter seconded by S. Mosolansky made a motion to adopt the Resolution. A roll call commenced with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, K. Coder, J. Walter and L. Woshner all voting in favor. Motion carries. Resolution is adopted as 24-08.

A RESOLUTION OF THE TOWN COUNCIL OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, AUTHORIZING AND DIRECTING THE HIRING OF TEMPORARY SUMMER EMPLOYEES TO BE EMPLOYED IN THE OPERATION AND MAINTENANCE OF THE BELLEVUE MEMORIAL PARK SWIMMING POOL was read.

S. Mosolansky seconded by J. Braunlich made a motion to adopt the Resolution. A roll call commenced with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, K. Coder, J. Walter and L. Woshner all voting in favor. Motion carries. Resolution is adopted as 27-08.

A RESOLUTION OF THE TOWN COUNCIL OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, AMENDING RESOLUTION NO. 17-08 was read.

S. Mosolansky seconded by J. Walter made a motion to adopt the Resolution. A roll call commenced with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, K. Coder, J. Walter and L. Woshner all voting in favor. Motion carries. Resolution is adopted as 28-08.

A RESOLUTION OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, RATIFYING THE APPOINTMENT OF KATHLEEN CODER AS A MEMBER OF COUNCIL IN THE FIRST WARD OF THE BOROUGH OF BELLEVUE TO FILL THE VANCANY CREATED BY THE RESIGNATION OF JOSEPH SCIOSCIA was read.

J. Walter seconded by S. Mosolansky made a motion to adopt the Resolution. A roll call commenced with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter and L. Woshner all voting in favor. K. Coder abstained. Motion carries. Resolution is adopted as 29-08.

A RESOLUTION OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, AUTHORIZING AND DIRECTING THE HIRING OF LIESEL KLICHER AS A TEMPORARY SUMMER EMPLOYEE TO BE EMPLOYED AS POOL MANAGER IN THE OPERATION AND MAINTENANCE OF THE BELLEVUE MEMORIAL PARK SWIMMING POOL FOR THE 2008 SEASON was read.

S. Mosolansky seconded by D. Gillingham made a motion to adopt the Resolution. A roll call commenced with J. Braunlich, M. Kutschbach, S. Mosolansky, K. Coder, J. Walter and L. Woshner all voting in favor. M. Helbling was absent for the vote. Motion carries. Resolution is adopted as 25-08.

A RESOLUTION OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, AUTHORIZING AND DIRECTING THE HIRING OF EMILY GUSEW AS A TEMPORARY SUMMER EMPLOYEE TO BE EMPLOYED AS ASSISTANT POOL MANAGER IN THE OPERATION AND MAINTENANCE OF THE BELLEVUE MEMORIAL PARK SWIMMING POOL FOR THE 2008 SEASON was read.

S. Mosolansky seconded by J. Walter made a motion to adopt the Resolution. A roll call commenced with J. Braunlich, M. Kutschbach, S. Mosolansky, K. Coder, J. Walter and L. Woshner all voting in favor. M. Helbling was absent for the vote. Motion carries. Resolution is adopted as 26-08.

ORDINANCES:

Nothing at this time.

NEW BUSINESS:

Nothing at this time.

LETTERS:

Nothing at this time.

LIST OF BILLS:

J. Walter seconded by S. Mosolansky made a motion to pay the bills as approved by the various Committees. A voice vote was taken with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter and L. Woshner all voting in favor. Motion carries.

VISITORS:

James Augustine from 25 S. Starr expressed to Council his concern with the Massage parlor that is located on Ohio River Blvd. The DAS stated that there has been communication between the owner and the Code Enforcement Office. She stated that

there is currently nothing in the Zoning Ordinance that allows for this type of business in Bellevue.

Ms. Connie Rankin explained to Council the relationship between the Chamber of Commerce and the organizers of the "Summer Solstice Spectacular" event. She stated that there was no communication between the Chamber and the event coordinators.

Ms. Michele Smith responded to the comments that Ms. Connie Rankin stated about the communication between the "Summer Solstice" event coordinators and the Chamber of Commerce. There was discussion by Council.

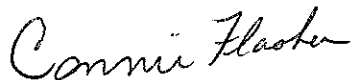
EXECUTIVE SESSION:

L. Woshner announced that there will be an Executive Session in order to discuss and possibly take action regarding Administrative Personnel issues. S. Mosolansky seconded by J. Walter made a motion to pay Mary Ward a total of \$2,500 for her services rendered as a result of the Executive Session.

ADJOURN:

A motion was made and seconded to continue the meeting until June 11, 2008 for an Executive Session on a personnel matter. A voice vote was taken with J. Braunlich, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter and L. Woshner all voting in favor. Motion carries. Meeting adjourned at 10:05 p.m.

Respectfully submitted



Connie Flasher

Secretary

