

**REGULAR COUNCIL MEETING
OCTOBER 7, 2008
MINUTES**

President Woshner called the Regular Meeting of the Town Council of the Borough of Bellevue to order 7:00 p.m. Council Members L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky, L. Woshner, Mayor Doscher and the Solicitor were present. M. Kutschbach and J. Walter were absent.

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

VISITORS:

Paul Cusick from 71 N. Bryant spoke to Council about his concerns with the Knox Box Ordinance.

Glen Pritchard from 649 Tingley Avenue spoke to Council about the reason why he feels the Knox Box Ordinance would be beneficial for the Borough.

Ms. Walford spoke to Council about her concerns with the short staffing of the Police Department.

Samiya Ferguson from 564 Dawson Avenue spoke to Council about her concerns with the Knox Box Ordinance.

Michelle Smith a resident and business owner of Bellevue requested for Council to be the trustee for a grant that she will be receiving since she has not yet received her 501 C, non profit status.

MINUTES:

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

MAYOR:

The September report of the Mayor was read, received and filed. A total collection for the month was \$21,929.57.

SOLICITOR:

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

DAS REPORT:

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

TREASURER'S REPORT:

The September report of the Treasurer was read, received and filed.

TAX COLLECTOR'S REPORT:

The September report of the Elected Tax Collector was received and filed.

FINANCE COMMITTEE:

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

M. Helbling seconded by L. Blaney-Stewart made a motion to start the proceedings for Sherriff Selling 37 Greenough Avenue as recommended by the Finance Committee. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries.

L. Blaney-Stewart seconded by D. Gillingham made a motion to authorize the phone system and wiring to be installed by North Star Phone System at a cost not to exceed \$158.00 per month as recommended by the Finance Committee. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries.

PUBLIC SAFETY COMMITTEE:

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

J. Braunlich seconded by D. Gillingham made a motion to advertise for the vacant Meter Attendant position as recommended by the Public Safety Committee. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries.

J. Braunlich seconded by S. Mosolansky made a motion to accept the bid for the 1993 Chevy cutaway in the amount of \$11,500.00 from Chalfant Volunteer Fire Company as recommended by the Public Safety Committee. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries.

There was discussion by Council about whether or not to adopt the Knox Box Ordinance. Council decided to send it back to the Public Safety Committee to be discussed further.

PUBLIC WORKS COMMITTEE:

The September report of the Public Works Committee was presented to Council. A copy of the minutes is attached.

J. Braunlich seconded by S. Mosolansky made a motion to remove the tree on Virginia Avenue at a cost not to exceed \$1,500.00 out of line item 430.371 as recommended by the Public Works Committee. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries.

J. Braunlich seconded by M. Helbling made a motion to award the exterior painting contract to Painting by Wayne at a cost of \$12,180.00 out of bond funds as recommended by the Public Works Committee. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries.

PARKS AND RECREATION COMMITTEE:

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

S. Mosolansky seconded by L. Blaney-Stewart made a motion to pay Leisl Klicker \$1,000 as a bonus as recommended by the Parks and Recreation Committee. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries.

S. Mosolansky seconded by D. Gillingham made a motion to authorize Thomas D. Anundson to harvest timber at Memorial Park as recommended by the Parks and Recreation Committee. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries.

S. Mosolansky seconded by D. Gillingham made a motion to go to the Trustee of the Courts as recommended by the Parks and Recreation Committee. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries.

BUILDING COMMITTEE:

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

M. Helbling seconded by L. Blaney-Stewart made a motion to authorize advertisement for windows in the Police Station as recommended by the Building Committee. A roll call commenced with L. Blaney-Stewart, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. J. Braunlich voted against. 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:

L. Blaney-Stewart seconded by D. Gillingham made a motion to authorize payment to State Pipe for \$54,512.50 for the third phase of the point repair project. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries.

J. Braunlich seconded by K. Coder made a motion to authorize the second payment to Specified Systems in the amount of \$4,476.02. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries.

UNFINISHED BUSINESS:

Nothing at this time.

RESOLUTIONS:

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

S. Mosolansky seconded by L. Blaney-Stewart made a motion to adopt the Resolution. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D.

Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries. Resolution is adopted as 41-08.

A RESOLUTION OF THE TOWN COUNCIL OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, AUTHORIZING THE PRESIDENT OF COUNCIL AND THE DIRECTOR OF ADMINISTRATIVE SERVICES-SECRETARY TO EXECUTE AND DELIVER APPLICATION FOR THE GRANT FROM THE DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES OF THE COMMONWEALTH OF PENNSYLVANIA (D.C.N.R.) was presented.

S. Mosolansky seconded by L. Blaney-Stewart made a motion to adopt the resolution. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries. Resolution is adopted as 42-08.

ORDINANCES:

AN ORDINANCE OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, AUTHORIZING THE REMEDIATION CULVERT AND CREEK RESTORATION OF A PORTION OF JACKS RUN CREEK SITUATE IN THE BOROUGH OF BELLEVUE, TO PREPARE TO HAVE PREPARED PLANS AND SPECIFICATIONS THEREFORE, TO SEEK BIDS FOR THE CONSTRUCTION OF THE SAME, TO EXERCISE THE OWNER OF CONDEMNATION, WHERE NECESSARY, PURSUANT TO THE COMMONWEALTH OF PENNSYLVANIA, "EMINENT DOMAIN CODE" TO ATTEMPT TO PROCURE VOLUNTARY GRANTS OF PERMANENT AND/OR TEMPORARY EASEMENTS AND TO PETITION THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA, FOR THE APPOINTMENT OF A BOARD OF VIEWERS TO ASCERTAIN THE DAMAGES AND TO ASSESS SPECIAL BENEFITS, IF ANY, ARISING FROM THE OPERATING, MAINTAINING, REPAIRING AND REPLACING FACILITIES FOLLOWING THE COMPLETION OF THE JACKS RUN SEWER REMEDIATION CULVERT AND CREEK RESTORATION PROJECT, THROUGH, ON, AND BENEFITING PROPERTY NOW OR FORMERLY OF ROBERT J. PAYER AND ANNA MARIE PAYER (PERMANENT AND TEMPORARY)(BLOCK AND LOT 114-A-65); TERRENCE L. CAVANAUGH (PERMANENT AND TEMPORARY)(BLOCK AND LOT 114-A-72); EQUITABLE GAS COMPANY (TEMPORARY) (BLOCK AND LOT 114-E-90); CHARLES R. FLINT, JR., AND CHERYL A. FLINT (TEMPORARY) (BLOCK AND LOT 113-M-50); COLUMBIA GAS OF PENNSYLVANIA, INC. (TEMPORARY) (BLOCK AND LOT 113-S-64); REAL ESTATE SAVINGS AND TRUST COMPANY OF ALLEGHENY (TEMPORARY) (LOT AND BLOCK 113-M-132); AND

ALLEGHENY REALTY COMPANY (TEMPORARY) (BLOCK AND LOT 113-M-128) was presented.

D. Gillingham seconded by L. Blaney-Stewart made a motion to adopt the Ordinance on the second presentation. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries.

S. Mosolansky seconded by L. Blaney-Stewart made a motion to adopt the Ordinance on the third and final presentation. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries. Ordinance is adopted as 08-11.

AN ORDINANCE OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, AUTHORIZING AND DIRECTING THE PRESIDENT OF TOWN COUNCIL AND THE DIRECTOR OF ADMINISTRATIVE SERVICES-SECRETARY TO ENTER INTO AN AGREEMENT WITH THE OFFICE OF THE DISTRICT ATTORNEY OF ALLEGHENY COUNTY, PENNSYLVANIA, AND THE OFFICE OF THE ATTORNEY GENERAL OF THE COMMONWEALTH OF PENNSYLVANIA, WHEREBY THE BOROUGH OF BELLEVUE POLICE DEPARTMENT SHALL PARTICIPATE IN THE PROGRAM OF THE DISTRICT ATTORNEY NARCOTICS ENFORCEMENT TEAM (D.A.N.E.T.) was presented.

S. Mosolansky seconded by L. Blaney-Stewart made a motion to adopt the Ordinance on the second presentation. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, S. Mosolansky and L. Woshner all voted in favor. M. Helbling was absent for the vote. Motion carries.

S. Mosolansky seconded by L. Blaney-Stewart made a motion to adopt the Ordinance on the third and final presentation. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, S. Mosolansky and L. Woshner all voted in favor. M. Helbling was absent for the vote. Motion carries. Ordinance is adopted as 08-12.

AN ORDINANCE OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, AMENDING ORDINANCE NO. 07-12, KNOWN AS THE "NUISANCE TENANT ORDINANCE", ENACTED ON NOVEMBER 7, 2007 was presented.

D. Gillingham seconded by L. Blaney-Stewart made a motion to adopt the Ordinance on the first presentation. A roll call commenced with L. Blaney-Stewart, K. Coder, D. Gillingham, S. Mosolansky and L. Woshner all voted in favor. J. Braunlich voted against. M. Helbling was absent for the vote. Motion carries.

NEW BUSINESS:

The DAS stated that she had received verbal notification that Mr. Jerry Walter will be resigning from Council. There was discussion by Council. Council stated they will formally accept Mr. Walter's resignation once it is received in writing.

LETTERS:

Nothing at this time.

LIST OF BILLS:

L. Blaney-Stewart seconded by S. Mosolansky made a motion to pay the bills as approved by the various Committees. A roll call commenced with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Motion carries.

VISITORS:

There are no citizens present that wish to speak.

ADJOURN:

S. Mosolansky seconded by L. Blaney-Stewart made a motion to adjourn the meeting. A voice vote was taken with L. Blaney-Stewart, J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky and L. Woshner all voted in favor. Meeting adjourned at 9:30 p.m.

Respectfully submitted

Connie Flasher
Secretary