

**REGULAR COUNCIL MEETING
SEPTEMBER 2, 2008
MINUTES**

President Woshner called the Regular Meeting of the Town Council of the Borough of Bellevue to order 7:10 p.m. Council Members J. Braunlich, K. Coder, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter, L. Woshner, Mayor Doscher and the Solicitor were present. L. Blaney-Stewart is absent.

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

VISITORS:

Mr. Joe Cavola from 20 Meade Avenue explained to Council that he would like to see Lynden Way repaired. He stated it has been neglected and would like to see it maintained better. L. Woshner requested for this to be placed on the Public Works Agenda to be discussed further.

Ms. Michelle Smith from 18 Hawley Avenue explained to Council various events that her organization will be coordinating in the future. She also explained she has been seeing quite a bit of door to door Solicitation and would like the Solicitation Ordinance enforced a little more. L. Woshner requested for the DAS to check and see who has applied for these permits. The DAS stated she will get a copy of the Ordinance and distribute it to the Public Safety Committee to be further discussed. There was further discussion by Council about how the public can be notified that these types of Ordinances are enacted and how they can be better enforced.

MINUTES:

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

MAYOR:

The August report of the Mayor was read, received and filed. A total collection for the month was \$13,601.06.

SOLICITOR:

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

DAS REPORT:

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

TREASURER'S REPORT:

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

TAX COLLECTOR'S REPORT:

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

FINANCE COMMITTEE:

The August report of the Finance Committee was presented to Council by M. Helbling. A copy of the minutes is attached. There are no motions to be made at this time.

PUBLIC SAFETY COMMITTEE:

The August 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 notify the Civil Service Commission to place an advertisement for a Police Officer position in order to compile a certified list as recommended by the Public Safety Committee. There was discussion as to the reason for the advertisement. A roll call commenced with K. Coder, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter and L. Woshner all voted in favor. J. Braunlich voted against. Motion carries.

There was discussion by Council about whether or not there would have to be a motion made to adopt a police policy on Use of Force as it relates to tasers. The Solicitor stated an ordinance would have to be written to adopt this policy. L. Woshner requested for the Solicitor to write this Ordinance. L. Woshner requested for the DAS to give the use of force policy electronically to the Council members for their information.

PUBLIC WORKS COMMITTEE:

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

M. Kutschbach seconded by S. Mosolansky made a motion to purchase a tamper at a cost of \$1,700.00 out of line item 430.260 as recommended by the Public Works Committee. A roll call commenced with J. Braunlich, K. Coder, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter and L. Woshner all voted in favor. Motion carries.

M. Kutschbach seconded by J. Walter made a motion to purchase reflective tape for the crosswalks at a cost of \$4,500.00 out of line item 443.249 as recommended by the Public Works Committee. A roll call commenced with J. Braunlich, K. Coder, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter and L. Woshner all voted in favor. Motion carries.

M. Kutschbach seconded by S. Mosolansky made a motion to prepare specifications for bids for electric work on Lincoln Avenue contingent on Duquesne Light contacting the Borough about the Borough's eligibility to get a grant as recommended by the Public Works Committee. A roll call commenced with J. Braunlich, K. Coder, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter and L. Woshner all voted in favor. Motion carries.

PARKS AND RECREATION COMMITTEE:

The August Parks and Recreation Committee was cancelled due to lack of a quorum. There are no motions to be made at this time.

BUILDING COMMITTEE:

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

M. Helbling made a motion that was seconded to appoint Eckles Architectural Firm as the Architectural firm for the Borough Building renovations at a cost of 8% of the construction costs according to their proposal. M. Helbling explained to Council what the plan and future steps are to move forward with the renovations. M. Helbling explained Eckles commission will be 8% of the total cost of the project. A roll call commenced with J. Braunlich, K. Coder, D. Gillingham, M. Helbling, S. Mosolansky, J. Walter and L. Woshner all voted in favor. M. Kutschbach voted against. Motion carries.

M. Helbling seconded by J. Walter made a motion to authorize for the first payment for the windows replacement at a cost of \$61,423.18 for the Borough Building. A roll call commenced with J. Braunlich, K. Coder, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter and L. Woshner all voted 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:

Nothing at this time.

RESOLUTIONS:

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 AN AGREEMENT WITH THE WEST HILLS DUI TASK FORCE was presented.

S. Mosolansky seconded by J. Walter made a motion to adopt the Resolution. A roll call commenced with J. Braunlich, K. Coder, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter and L. Woshner all voted in favor. Motion carries. Resolution is adopted as 40-08.

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), AND TERRENCE L. CAVANAUGH (PERMANENT AND TEMPORARY)(BLOCK AND LOT 114-A-72) was presented.

S. Mosolansky seconded by J. Walter made a motion to adopt the Ordinance on the first reading. There was discussion about whether or not there will be other properties that will also need to be included into this Ordinance. The Solicitor stated he will provide those addresses in an updated Ordinance for next month. A roll call commenced with J. Braunlich, K. Coder, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter and L. Woshner all voted in favor. Motion carries.

AN ORDINANCE OF THE BOROUGH OF BELLEVUE, A HOME RULE CHARTER MUNICIPALITY, REQUIRING CERTAIN STRUCTURES TO HAVE A KEY LOCK BOX INSTALLED ON THE EXTERIOR OF THE STRUCTURE FOR FIRE SAFETY OR OTHER EMERGENCY PURPOSES was presented.

There was discussion by Council about what type of businesses or type of buildings would be required to get the lock boxes. D. Gillingham questioned how the lock boxes would work. J. Walter explained how the lock boxes would help the Fire Department and how access to the master keys would be maintained. There was further discussion by Council. There was discussion about how long the businesses would have to get the lock boxes installed. The DAS stated they would have a year from the formal notification. Council decided they would like to send this back to the Committee to be discussed further.

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.

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

NEW BUSINESS:

The Solicitor stated he was contacted by the Environmental Planning and Design and was asked to meet with the other Solicitors of the participating municipalities to review the Tri-Borough Zoning Ordinance. He stated if Council has any concerns or concerns with what is in

the Joint Zoning Ordinance to notify the DAS so he will be aware of those concerns for the meeting.

LETTERS:

Nothing at this time.

LIST OF BILLS:

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

VISITORS:

There are no citizens present that wish to speak.

ADJOURN:

S. Mosolansky seconded by J. Walter made a motion to adjourn the meeting. A voice vote was taken with J. Braunlich, K. Coder, D. Gillingham, M. Helbling, M. Kutschbach, S. Mosolansky, J. Walter and L. Woshner all voted in favor. Meeting adjourned at 8:25 p.m.

Respectfully submitted



Connie Flasher
Secretary