

**BOROUGH OF MILLVALE  
COUNCIL MEETING MINUTES**

**December 13, 2011**

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**PRE-MEETING 6:30 & REGULAR MEETING 8:00 PM**

COUNCIL PRESENT: JIM PORTER, DON GILLESPIE, AL ATKINSON, JACK VARLEY, ED WIRKOWSKI, JAMES MACHAJEWSKI, POLLY GRIMPE, ENGINEER PHIL HERMAN  
SOLICITOR MIKE WITHEREL

ABSENT: NONE

1. COUNCIL DISCUSSED THE RESOLUTION AT THE REGULAR COUNCIL MEETING IN REGARDS TO JOHN ZIBKOWSKI ACQUIRING 525 EVERGREEN AVENUE.
2. COUNCIL AGREED TO PAY \$85.00 TO ROSS/WEST VIEW EMS FOR A BUSINESS SUBSCRIPTION. 7/0.
3. COUNCIL DISCUSSED hb1950 WHICH IS A BILL THAT WOULD PREEMPT THE ABILITY OF LOCAL MUNICIPALITIES TO REGULATE ZONING AND LAND USE FOR THE GAS AND OIL INDUSTRY IN PA. COUNCIL ASKED OUR SOLICITOR TO LOOK INTO THIS FURTHER AND THEY WERE GOING TO GET MORE INFORMATION ON THIS.
4. DRAAI LAAG BREWING ASKED IF COUNCIL WOULD HAVE A PROBLEM WITH THEM OPENING A COUPLE OF DAYS A WEEK AS A TASTING PUB. COUNCIL HAD NO PROBLEM WITH THIS. 7/0.
5. POLLY GRIMPE AND JIM MACHAJEWSKI ASKED IF COUNCIL WOULD BE WILLING TO GIVE THE FIRE DEPARTMENT \$200.00 TOWARDS THEIR CHRISTMAS PARTY SINCE THEY HAD NO COMP CLAIMS THIS YEAR. AGREED 7/0
6. COUNCIL DISCUSSED THE BOROUGH CHRISTMAS PARTY AND THEY AGREED 7/0 TO HAVE ONE AGAIN THIS YEAR.
7. MANAGER DISCUSSED THE CORE OF ENGINEERS LETTER IN REGARDS TO OUR CREEK PROJECT GET AN ACCEPTABLE RATING WHICH WAS VERY GOOD. SHE DISCUSSED HOW MUCH MONEY THE CREW SAVED THE BOROUGH BY DOING ALL OF THE PREP WORK AND DOING THE CONCRETE SLAB WORK.
8. MANAGER STATED THAT ETNA BOROUGH HAD GIVEN A DONATION OF \$200.00 FOR TAKING THE TRAIN TO THEIR LIGHT UP NIGHT.
9. MANAGER DISCUSSED THE DEMOLITION OF 108 MARYLAND AVENUE THE CONTRACTOR DID SOME DAMAGE TO TRUDY VAUGHN'S FENCE. SHE TOLD HIM THAT HE SHOULD TAKE THE TREE DOWN ON 108 MARYLAND SHE THOUGHT THE PROPERTY WAS THE BOROUGH'S. CONTRACTOR SAID HE MIGHT AFTER HE SAW WHAT THE COST. COUNCIL DECIDED TO GET QUOTES TO SEE WHAT THE COST WOULD BE.
10. MANAGER STATED SHE RECEIVED A FEDERAL FUNDING OPPORTUNITY, BUT COULD NOT MEET THE DECEMBER 15<sup>TH</sup> CYCLE DATE WOULD DISCUSS IT IN JANUARY AGAIN WITH COUNCIL.
11. MANAGER COPIED ALL COUNCIL WITH A LETTER RECEIVED FROM JESSIE IN REGARDS TO THE BAIT SHOP AND ASKING FOR 30 DAYS TO VACATE THE PROPERTY. AL ATKINSON STATED HE WOULD PAY THE RENT AND UTILITIES. AGREED 7/0
12. MANAGER STATED SCENIC PITTSBURGH WOULD LIKE TO COME AND TALK TO COUNCIL ABOUT BILLBOARDS. SHE WOULD SCHEDULE THEM IN JANUARY OR FEBRUARY.
13. COUNCIL DISCUSSED THE LANDLORD TENNANT ORDINANCE AND DECIDED TO PUT IT ON THE MAIN MEETING AGENDA.
14. AL ATKINSON, JIM MACHAJEWSKI AND THE MANAGER MET WITH THE COMPUTER COMPANIES TO GO OVER QUOTES AND IT WAS RECOMMENDED THAT WE GO WITH NET XPERS.
15. COUNCIL WENT THRU THE BUDGET AND DISCUSSED THE PROPERTY ASSESSMENT ISSUE AND AGREED TO TAKE OUT A TAX ANTICIPATION LOAN FROM PARKVALE BANK INSTRUCTED THE MANAGER TO GET INFORMATION TOGETHER FOR THE BANK. POLLY GRIMPE STATED THAT SHE BELIEVED THAT IN JANUARY WITH NEW COUNCIL COMING IN THEY WOULD PROBABLY REOPEN THE BUDGET.

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EXECUTIVE SESSION FROM 6:00 TO 6:40 REGARDING LITIGATION AND 8:00 TO 8:20 IN REGARDS TO PERSONNEL

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THE DECEMBER 13, 2011 REGULARLY SCHEDULED MEETING OF THE BOROUGH OF MILLVALE COUNCIL WAS CALLED TO ORDER AT THE BOROUGH COUNCIL CHAMBERS AT 8:20 PM BY PRESIDENT JIM PORTER, THE PLEDGE OF ALLEGIANCE WAS RECITED AND COUNCIL PRESIDENT ANNOUNCED THE MEETING WAS BEING TAPED.

**ROLL CALL:** COUNCIL MEMBERS PRESENT – JIM PORTER, DON GILLESPIE, AL ATKINSON, JACK VARLEY, ED WIRKOWSKI, POLLY GRIMPE, JIM MACHAJEWSKI

**OTHERS PRESENT:** SOLICITOR MIKE WITHEREL, ENGINEER-PHIL HERMAN MAYOR CINSKI, POLICE CHIEF DEREK MILLER

**ABSENT:** NONE

SINCE EVERY MEMBER OF COUNCIL AND ALL BOROUGH OFFICIALS HAD AN OPPORTUNITY TO READ THE MINUTES OF THE NOVEMBER 15, 2011 A MOTION WAS REQUESTED TO ACCEPT THOSE MINUTES WITHOUT CORRECTION, DELETIONS OR OBJECTIONS.

**MOTION:** ED WIRKOWSKI  
**ROLL CALL VOTE:** 7/0

**SECOND:** DON GILLESPIE

**PUBLIC COMMENTS:**

JUDY BERGMAN FROM KITMAN'S FURNITURE ASKED IF SHE COULD GET PARKING SPOT OR A LOADING ZONE IN FRONT OF HER STORE FOR CUSTOMERS AND FOR LOADING FURNITURE. SHE SAID THAT P&G DINNER TAKES ALL OF THE PARKING AND IT IS HARD FOR HER CUSTOMERS TO GET A PARKING SPACE. POLLY GRIMPE STATED SHE SHOULD TEAR DOWN HER BUILDING AND MAKE HER OWN PARKING. JUDY SAID SHE HAD HER PROPERTY FOR SALE BUT IT WAS OFF THE MARKET FOR 6 MONTHS BECAUSE THE BOROUGH WAS GOING TO BUY IT. THE MBDC WAS GOING TO PURCHASE HER BUILDING NOT THE BOROUGH. DISCUSSION WAS GETTING OFF TRACK AND COUNCIL STATED THEY WOULD LOOK INTO HER REQUEST FOR A PARKING PLACE OR A LOADING ZONE AND GET BACK TO HER.

*BOROUGH MANAGER WILL READ MONTHLY REPORTS:*

**REAL ESTATE TAX COLLECTIONS FOR MONTH OF NOVEMBER**

CURRENT	\$	7,820.64
DELINQUENT	\$	1,241.05
OTHER/TAX LICENSE	\$	2,546.97
COMMISSION PAID	\$	580.45

**WAGE TAX COLLECTIONS FOR MONTH OF NOVEMBER**

CURRENT	\$	40,175.18
DELINQUENT	\$	7,785.07
COMMISSION COLLECTED	\$	398.25

**DISTRICT JUSTICE FEE FOR NOVEMBER** \$ 2,419.73

**ANIMAL CONTROL FEE FOR NOVEMBER** \$ 315.00

A MOTION WAS REQUESTED TO ACCEPT ALL REPORTS AS READ

**MOTION:** ED WIRKOWSKI  
**ROLL CALL VOTE** 7/0

**SECOND:** JIM MACHAJEWSKI

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**COMMITTEE REPORTS**

**FINANCE** (JIM PORTER): BUDGET IS PRIORITY THIS MONTH

**PUBLIC SAFETY** (JIM PORTER): MAYOR WILL GIVE REPORT

**HANDICAP COMMITTEE** (DON GILLESPIE): ONE SIGN PUT UP ON EVERGREEN

**RECREATION COMMITTEE** (AL ATKINSON) KIDS CHRISTMAS PARTY AND SENIOR LUNCH WAS A SUCCESS. AL WISHED EVERYONE A MERRY CHRISTMAS AND HAPPY NEW YEAR

**PENSION** (AL ATKINSON): NO CHANGE

**BOROUGH/PUBLIC PROPERTY & PERSONNEL** – (DON GILLESPIE): NO REPORT

**PUBLIC WORKS** (JIM PORTER) ROAD CREW DID AN EXCELLENT JOB ON THE CREEK. THEY SAVED US A LOT OF MONEY

**ABANDONED PROPERTIES** (POLLY GRIMPE) WE HAD FOUR NEW APPLICATIONS TO PURCHASE SIDE LOTS OR ABUTTING PROPERTIES. PEOPLE ARE LOOKING INTO BUYING ABANDONED COMMERCIAL PROPERTIES AND RESIDENCES.

**OLD BUSINESS:**

**A MOTION IS REQUESTED TO GO WITH NET XPERTS FOR OUR NEW COMPUTER HARDWARE.**

**MOTION: JIM MACHAJEWSKI  
ROLL CALL VOTE 7/0**

**SECOND; AL ATKINSON**

**NEW BUSINESS:**

**THE 2012 PROPOSED BUDGET WILL BE ON DISPLAY AT THE BOROUGH OFFICE STARTING DECEMBER 14, 2011 AT 8:00 AM AND ADOPTED AT THE DECEMBER 27<sup>TH</sup> 2011 SPECIAL MEETING STARTING AT 9:00 AM.**

**MOTION: DON GILLESPIE  
ROLL CALL VOTE 7/0**

**SECOND POLLY GRIMPE**

**ORDINANCES:**

**AN ORDINANCE OF THE BOROUGH OF MILLVALE ALLEGHENY COUNTY REGARDING EXCESSIVE POLICE CALLS AND RAISING THE FEES FROM \$100.00 TO \$250.00 FOR THE FIRST, \$500.00 FOR THE SECOND AND \$1000.00 FOR THE THIRD TO THE SAME LOCATION AND IF THEY DON'T PAY THE FINE THE WOULD NOT BE GRANTED AN OCCUPANCY PERMIT.**

**MOTION: DON GILLESPIE  
ROLL CALL VOTE 7/0**

**SECOND: POLLY GRIMPE**

**RESOLUTIONS:**

**A RESOLUTION OF THE BOROUGH OF MILLVALE APPROVING THE ACQUISITION AND SUBSEQUENT DISPOSITION OF VACANT PROPERTY KNOWN AS LOT AND BLOCK NUMBER 118-L-134: BOROUGH OF MILLVALE WOULD BE IN ACCORD WITH THE COMPREHENSIVE PLAN OF THE MUNICIPALITY THIS PROPERTY IS KNOWN AS 525 EVERGREEN AVENUE..**

**MOTION: POLLY GRIMPE  
ROLL CALL VOTE 7/0**

**SECOND: AL ATKINSON**

**ENGINEER'S REPORT: DECEMBER 2011**

1. **COMMUNITY INFRASTRUCTURES AND TOURISM GRANT**
  - STANTON AVENUE SEWER SEPARATION PROJECT URBAN BOARD MEETING ON 12/16 @ 11:30 23<sup>RD</sup> FLOOR CONFERENCE ROOM (OLD ALCOA BLDG.) REGIONAL ENTERPRISE TOWER
  
2. **CD YEAR 37**
  - DEMOLITIONS: 100 LIPPERT, 108 MARYLAND AND 243 SIEGEL R & B CONTRACTING COMPLETE AWAITING

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RELEASE FROM LIABILITY FROM TRUDY VAUGHN.  
RIVERFRONT PARK LIGHTING PROJECT: CD 37  
REMAINING FUNDS ALLOCATED ENVIRONMENTAL  
CLEARANCE REQUIRED BID FEBRUARY 2012

3. CD YEAR 38
  - FULL-APPLICATIONS SUBMITTED  
PROJECTS INCLUDE: DEMOLITIONS, PARK LIGHTING,  
LINCOLN AT NORTH ACCESS RAMPS, CONCRETE  
STAGE AT GAPP PARK RESUBMITTED
  
4. NBIS BRIDGE INSPECTIONS
  - REIMBURSEMENT AGREEMENT EXECUTED.  
ENGINEERING AGREEMENT TO BE EXECUTED.
  
5. TRAIL PARKING PROPOSAL
  - DEED AND EXHIBIT PROVIDED. AWAITING DIRECTION
  
6. GAMING ECONOMIC DEVELOPMENT FUND
  - APPLICATION SUBMITTED 10/28/2011  
LINCOLN AVENUE REVITALIZATION

**SOLICITOR'S REPORT:** NOTHING FOR THE PUBLIC WE HAD EXECUTIVE SESSION ON LITIGATION AND PERSONNEL. THE SOLICITOR STATED THAT IT HAS BEEN A PLEASURE WORKING WITH JIM AND THE OTHER COUNCIL MEMBERS LEAVING THIS YEAR.

SINCE EVERY MEMBER OF COUNCIL HAS HAD AN OPPORTUNITY TO REVIEW THE TOTAL INVOICES FOR THE MONTH OF NOVEMBER IN THE AMOUNT OF \$198,993.14 AND THE CURRENT INVOICES UP TO TODAY'S DATE IN THE AMOUNT OF \$111,074.11 A MOTION WAS REQUESTED TO PAY ALL INVOICES WHEN FUNDS ARE AVAILABLE.

MOTION: AL ATKINSON  
ROLL CALL VOTE 7/0

SECOND: DON GILLESPIE

**A MOTION WAS REQUESTED TO GIVE THE ROAD CREW A BONUS FOR THE GREAT WORK THEY DID IN THE CREEK THE FULL TIME WORKERS JOE KYPTA, RAY DEMBOWSKI AND KARL CAVANAUGH \$500.00 THE ONE PART-TIME WORKER STEVE \$200.00 AND TO THE ASSISTANT SECRETARY FOR COLLECTING OVER THE BUDGETED AMOUNT IN DELINQUENT TAXES A \$500.00 BONUS.**

MOTION: JIM MACHAJEWSKI  
ROLL CALL VOTE 7/0

SECOND: DON GILLESPIE

**MAYOR'S REPORT-** THE POLICE DEPARTMENT RESPONDED TO 453 CALLS OR DETAILS FOR THE MONTH OF NOVEMBER 169 TRAFFIC OR NON-TRAFFIC CITATIONS, 7 ARRESTS FOR FELONY AND OR MISDEMEANOR AND THE POLICE ALSO PARTICIPATED IN THE CLICK IT OT TICKET DETAIL FROM NOVEMBER 19, 2011 THRU DECEMBER 4, 2011 CONDUCTING VARIOUS TRAFFIC STOPS FOR VIOLATIONS WITHIN THE BOROUGH. MAYOR ALSO WISHED EVERYONE A MERRY CHRISTMAS AND HAPPY NEW YEAR.

**FIRE DEPT REPORT-** JIM MACHAJEWSKI –THE FIRE DEPT HAD 19 CALLS IN NOVEMBER THEY HAD 9 STRUCTURE FIRES 2 FALSE ALARMS, 4 VEHICLE ACCIDENTS, 4 SERVICE CALLS THE FIRE DEPARTMENT ARE DOING THEIR YEARLY CALENDARS SALE AT THIS TIME. THE CALENDAR MAKES A NICE LITTLE CHRISTMAS PRESENT FOR \$25.00.

JIM PORTER STATED THAT THIS IS HIS LAST YEAR BEING ON COUNCIL AND IT WAS A PLEASANT EXPERIENCE HE WAS FORTUNATE TO HAVE GINNY, HIS DAUGHTER, WIFE, DON'S WIFE AND VINCE'S WIFE THEY WORKED EVERY FUNCTION AND HELPED HIM THRU THE YEARS. HE WISHES THE NEW COUNCIL GOOD LUCK AND HOPE THEY CONTINUE TO GET GOOD PEOPLE TO HELP THEM. HE RECEIVED A STANDING OVATION.

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A MOTION FOR ADJOURNMENT WAS REQUESTED:

MOTION: DON GILLESPIE  
VOICE VOTE 7/0

SECOND: ED WIRKOWSKI

THE BOROUGH MANAGER ANNOUNCED THAT WE WERE HAVING A LITTLE PARTY FOR ALL OF THE COUNCILMEN THAT ARE LEAVING OVER AT THE COMMUNITY CENTER WITH DRINKS AND FOOD EVERYONE WAS INVITED TO STOP OVER.

TIME: 8:40

RESPECTFULLY SUBMITTED

VIRGINIA N. PUCCI, BOROUGH MANAGER