

**BOROUGH OF MILLVALE  
COUNCIL MEETING MINUTES**

**September 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,  
JAMES MACHAJEWSKI, POLLY GRIMPE, EDWARD WIRKOWSKI  
ENGINEER PHIL HERMAN  
SOLICITOR RACHEL RYDIEL

ABSENT: NONE

1. DISCUSSED SUBMITTING CSX PROPOSAL FOR RAILROAD SPUR. THE PRESIDENT OF COUNCIL SIGNED THE LETTER. PAPERWORK TO BE GIVEN TO DOM COSTA BY POLLY GRIMPE.
2. BOROUGH MANAGER DISCUSSED NEW FLOOD MAPS BECOMING EFFECTIVE IN 2013. INFORMATION RECEIVED BY FEMA DISTRIBUTED TO COUNCIL FOR REVIEW.
3. MANAGER DISCUSSED INFORMATION REGARDING DEP NEW REGULATIONS REGARDING BACTERIA TOTAL MAXIMUM LOAD (TMDL) FOR THE PINE CREEK WATERSHED. EVENTUALLY, THEY COULD GIVE US NEW REGULATIONS FOR GIRTY'S RUN. THESE REGULATIONS MAY CAUSE US TO HAVE MORE UNFUNDED MANDATES TO CLEAN UP OUR STREAMS. ETNA ASKED MUNICIPALITIES IN THE NORTH HILLS COUNCIL OF GOVERNMENTS TO SUPPORT THEM IN ASKING FOR SOME ADDITIONAL COMMENT TIME AND TO USE HER ENGINEER TO PREPARE DOCUMENTATION TO SUPPLY TO DEP IN BEHALF OF THE COG AND SHARE IN THE EXPENSES IF THERE ARE ANY. AGREED 7/0
4. ED WIRKOWSKI STATED HE FOUND A BULLETIN BOARD AT GRAINGER THAT HE THOUGHT WOULD BE SUFFICIENT FOR THE BOROUGH TO POST THEIR EVENTS AND ANNOUNCEMENTS .THIS WOULD PREVENT USING THE BOROUGH WINDOWS.. HE STATED IT WAS 24 x 36 AND THE COST WAS \$330.00. AGREED 7/0
5. JACK VARLEY BROUGHT UP CHANGING THE GARBAGE ORDINANCE, BUT NO CHANGES WERE APPROVED AT THIS TIME.
6. MANAGER STATED THE BOROUGH COULD NOT USE THE PNC LOT THIS YEAR TO PUT IN SOME OF THE RIDES FOR MILLVALE DAYS BECAUSE PNC HAD JUST REPAIRED THEIR PARKING LOT. LAM ENTERPRISES ASKED IF THEY COULD USE THE BOROUGH PARKING LOT TO BRING IN ADDITIONAL RIDES WHICH WOULD GENERATE MORE REVENUE FOR US. AGREED 7/0.
7. THE RAIN GARDEN HAS NOT YET BEEN COMPLETED DUE TO THE RAIN AND HAVING TO STOP FOR PREPARATION OF MILLVALE DAYS.
8. MANAGER STATED WE RECEIVED A LETTER FROM DAN COHEN OFFERING AN ASSESSMENT OF OUR RIGHT AWAY ORDINANCE, FRANCHISE AGREEMENTS AND WIRELESS FACILITIES FREE OF CHARGE. IT WAS BROUGHT UP AT THE COG THAT HE HAS DONE WORK FOR ALL OF US AND MAYBE WE SHOULD ASK HIM TO LOOK AT THEM JOINTLY. COUNCIL THOUGHT THIS WAS A GOOD IDEA. WAITING TO HEAR FROM COG.
9. MANAGER STATED WE RECEIVED RECOMMENDATIONS FROM THE CORE OF ENGINEERS ON HOW TO REPAIR THE CREEK. WE WILL BE WORKING ON THIS AS SOON AS POSSIBLE. IN ADDITION, THERE IS A PROBLEM WITH THE FREEMONT BRIDGE. OUR ENGINEER IS GETTING US INFORMATION ON HOW TO REPAIR IT. THE BRIDGE ENGINEER FEELS THE BRIDGE NEEDS RECONSTRUCTION. TO GET A PROPOSAL FOR THE BRIDGE IT WOULD COST BETWEEN \$2,000. AND \$2,500. IT WAS AGREED TO MOVE FORWARD 7/0.
10. MANAGER STATED COUNTY COUNCIL PRESIDENT JIM BURN WAS ATTENDING THE MILLVALE DAYS PARADE AND THAT SHE THOUGHT HE COULD BE GRAND MARSHAL THIS YEAR IF COUNCIL AGREED. JIM PORTER STATED THAT COUNCIL WAS THINKING OF SOMEONE ELSE TO BE GRAND MARSHALL. THEY SUGGESTED THAT I SHOULD BE THE GRAND MARSHALL SINCE I HAVE ORGANIZED MILLVALE DAYS SINCE 1996 AND SPEND ALL THREE DAYS TAKING CARE OF EVERYTHING. THE MANAGER WAS SURPRISED AND AGREED TO BE THE GRAND MARSHALL.
11. THE ENGINEER, PHIL HERMAN SAID THEY HAVE COMPLETED THE NBIS PROPOSAL FOR 5 YEARS OF INSPECTION TO CONTRACT WITH PENNDOT. HE SAID WE HAVE TO PASS A RESOLUTION WHICH IS ON THE REGULAR AGENDA. HE STATED THE PROPOSAL WAS FOR A TOTAL OF \$19,600.00.

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12. PHIL HERMAN ALSO DISCUSSED OUR BID FOR THE 4 DEMOLITIONS WE PUT OUT FOR BID. THE LOW CONTRACTOR WAS R & B CONTRACTING. MANAGER STATED SHE WAS HAVING A PROBLEM WITH 108 MARYLAND AVE. TRYING TO GET IT RESOLVED. A RELATIVE CAME FORTH.
13. OUR ENGINEER TALKED ABOUT RESUBMITTING OUR CTIF GRANTS. IT WAS AGREED TO REVISE THEM AND GET THEM IN.
14. BRIAN WOLOVICH SUBMITTED A LETTER TO COUNCIL IN REGARDS TO THE SUNSHINE LAW. WE THOUGHT HE WAS COMING TO THE MEETING BUT THEN REALIZED THAT HE WANTED US TO HAVE OUR SOLICITOR RESPOND TO THE LETTER. IT WAS AGREED THAT OUR SOLICITOR WOULD WRITE HIM A LETTER. 7/0.

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EXECUTIVE SESSION FROM 7:35 TO 78:20 PERSONNEL

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THE SEPTEMBER 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 THAT THE MEETING WAS BEING TAPED.

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

**OTHERS PRESENT:** SOLICITOR RACHEL RYDIEL ENGINEER-PHIL HERMAN MAYOR CINSKI, CHIEF MILLER

**ABSENT:** NONE

SINCE EVERY MEMBER OF COUNCIL AND ALL BOROUGH OFFICIALS HAD AN OPPORTUNITY TO READ THE MINUTES OF THE AUGUST 9, 2011, WITHOUT CORRECTION, DELETIONS OR OBJECTIONS A MOTION WAS REQUESTED TO ACCEPT THOSE MINUTES.

**MOTION:** AL ATKINSON

**SECOND:** JAMES MACHAJEWSKI

**ROLL CALL VOTE:** 7/0

**PUBLIC COMMENTS:**

BOB MURRY- 817 LONG STREET- STATED THE HE FELT THAT IN THE LAST 7 YEARS MILLVALE HAS HAD NUMEROUS SECTION 8 HOUSING AND FACILITIES THAT HOUSE THE MENTALLY ILL. HIS WIFE HAD A CONFRONTATION WITH ONE OF THE TENANTS AND HE FELT WE SHOULD TRY TO STOP THESE TYPES OF RENTAL PROPERTIES. HE ALSO STATED THERE WERE A LOT OF STRAY CATS ON LONG STREET AND THAT WE HAVE A LOT OF VACANT AND LONG TIME VACANT PROPERTIES. COUNCIL STATED YOU CAN'T STOP SECTION 8 OR THESE TYPES OF FACILITIES COMING INTO MILLVALE SINCE THEY ARE STATE FUNDED. REGARDING THE STRAY CATS, YOU HAVE TO TRAP THEM. WE DO HAVE A VACANT PROPERTY COMMITTEE CHECKING INTO THE VACANT PROPERTIES.

DOROTHY CASTELLE-442 NORTH AVENUE- STATED THERE HAS BEEN NUMEROUS DOMESTICS AND TWO DRUG OVER DOSES IN THE 400 BLOCK OF NORTH AVENUE. SHE ASKED IF ANYTHING COULD BE DONE TO GET RID OF THESE TENANTS. COUNCIL AND POLICE CHIEF SAID THEY WOULD LOOK INTO IT.

THE MAYOR INTRODUCED THREE NEW PART-TIME POLICE OFFICERS: DEREK BUNCE, ROBERT MERHAULT AND JAMES DUSS. EVERYONE WELCOMED THEM.

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*BOROUGH MANAGER WILL READ MONTHLY REPORTS:*

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

CURRENT	\$	20,794.18
DELINQUENT	\$	2,782.38
OTHER/TAX LICENSE	\$	4,402.73
COMMISSION PAID	\$	775.65

**WAGE TAX COLLECTIONS FOR MONTH OF AUGUST**

CURRENT	\$	36,071.37
DELINQUENT	\$	7,709.75
COMMISSION COLLECTED	\$	385.48

**DISTRICT JUSTICE FEE FOR AUGUST** \$ 2,742.18

**ANIMAL CONTROL FEE FOR AUGUST** \$ 270.00

A MOTION WAS REQUESTED TO ACCEPT ALL REPORTS AS READ

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

*SECOND:AL ATKINSON*

**COMMITTEE REPORTS**

**FINANCE** (JIM PORTER): WORKING ON BUDGET

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

**HANDICAP COMMITTEE** (DON GILLESPIE): NO REPORT

**RECREATION COMMITTEE** (AL ATKINSON) BREW FEST WAS A SUCCESS

MILLVALE DAYS IS THIS WEEKEND

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

**BOROUGH/PUBLIC PROPERTY & PERSONNEL** – (DON GILLESPIE): WAS HANDLED  
IN EXECUTIVE SESSION

**PUBLIC WORKS** (JIM PORTER) GUYS ARE WORKING ON GETTING READY FOR  
MILLVALE DAYS.

**ABANDONED PROPERTIES** (POLLY GRIMPE) STILL WORKING ON THE INVENTORY  
DEBBIE BLAKELY WAS APPROVED FOR THE SIDE YARD PROGRAM AND SHOULD  
BE RECEIVING HER LETTER SHORTLY.

**OLD BUSINESS: NONE**

**NEW BUSINESS:**

**A MOTION IS REQUESTED TO ACCEPT R & B CONTRACTING AS THE LOW  
BIDDER AT 13,900 WITH THE ALTERNATE BID OF \$6,000 PENDING RESOLUTION  
OF THE OWNERSHIP OF 108 MARYLAND.**

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

**SECOND: POLLY GRIMPE**

**A MOTION TO APPROVE A ONE TIME POLICY WHERE MILLVALE POLICE  
OFFICERS MAY DONATE VACATION OR SICK TIME TO DETECTIVE JOHN KOENIG  
WHO WAS RECENTLY INJURED. THIS WOULD BE DONE UPON THEIR WRITTEN  
CONSENT WITH SPECIFIC DONATIONS TO THE BOROUGH MANAGER.**

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

**SECOND: POLLY GRIMPE**

**ORDINANCES: NONE**

**RESOLUTIONS:**

**A RESOLUTION OF THE BOROUGH OF MILLVALE, ALLEGHENY COUNTY,  
PENNSYLVANIA APPOINTING SENATE ENGINEERING COMPANY AS THE  
BOROUGH'S BRIDGE INSPECTION ENGINEERS.**

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**MOTION: AL ATKINSON  
ROLL CALL VOTE 7/0**

**SECOND: ED WIRKOWSKI**

**ENGINEER'S REPORT: SEPTEMBER 2011**

1. COMMUNITY INFRASTRUCTURES AND TOURISM FUND ROUND 2
  - APPLICATIONS REJECTED: RESUBMITTED DUE 9/30/2011 COUNCIL TO CONSIDER CHANGE OF SIZE AND OR SCOPE PRIOR TO SUBMITTAL  
STANTON AVENUE ROADWAY RECONSTRUCTION  
NORTH AVENUE ROADWAY RECONSTRUCTION
2. CD YEAR 37
  - DEMOLITIONS: 100 LIPPERT, 108 MARYLAND AND 243 SIEGEL BID DATE 9/13/11 APPARENT LOW BIDDER
3. CD YEAR 38
  - FULL-APPLICATIONS SUBMITTED  
PROJECTS INCLUDE: DEMOLITIONS, PARK LIGHTING, LINCOLN AT NORTH ACCESS RAMPS, CONCRETE STAGE AT GAPP PARK TO BE RESUBMITTED  
DEMOLITIONS REQUIRE LEGAL CLEARANCE
4. NBIS BRIDGE INSPECTIONS
  - SOLICITATION COMPLETE
  - TECHNICAL AND PRICE PROPOSAL PREPARED FOR SUBMISSION
5. TRAIL PARKING PROPOSAL
  - PRELIMINARY COST ESTIMATE \$152,300.00
6. FREEMONT BRIDGE
  - RECOMMEND REQUEST FOR EMERGENCY FUNDING TO REPLACE DECK

**SOLICITOR'S REPORT:** GAVE HER REPORT DURING EXECUTIVE SESSION.

SINCE EVERY MEMBER OF COUNCIL HAS HAD AN OPPORTUNITY TO REVIEW THE TOTAL INVOICES FOR THE MONTH OF AUGUST IN THE AMOUNT OF \$224,700.75 AND THE CURRENT INVOICES UP TO TODAY'S DATE IN THE AMOUNT OF \$105,698.92 A MOTION WAS REQUESTED TO PAY ALL INVOICES WHEN FUNDS ARE AVAILABLE.

MOTION: DON GILLESPIE  
ROLL CALL VOTE 7/0

SECOND: AL ATKINSON

**MAYOR'S REPORT-** THE POLICE DEPARTMENT RESPONDED TO 522 CALLS OR DETAILS FOR THE MONTH OF AUGUST, 83 TRAFFIC OR NON TRAFFIC CITATIONS AND 13 ARRESTS FOR FELONIES OR MISDEMEANORS. THE POLICE ISSUED 3 WARNINGS FOR DOG ORDINANCE VIOLATIONS AND TOW TAGGED 7 CARS FOR ABANDONMENT FOR THE MONTH.

**FIRE DEPT REPORT-** JIM MACHAJEWSKI –THE FIRE DEPT HAD 41 CALLS IN AUGUST. THEY HAD 12 STRUCTURE FIRES 2 SHARPSBURG, 2 ETNA, 1 RESERVE, 1 SHALER, 3 ROSS, 3 ASPINWALL, 2 ROSS, 2 VEHICLE CRASH, 6 CONTAINMENT, 15 FIRE ALARM, 3 GAS CONDITION, 2 PUBLIC SERVICE SMOKE INVESTIGATION .

A MOTION FOR ADJOURNMENT WAS REQUESTED:

MOTION: ED WIRKOWSKI  
VOICE VOTE 7/0

SECOND: JIM MACHAJEWSKI

TIME: 8:40

RESPECTFULLY SUBMITTED

VIRGINIA N. PUCCI, BOROUGH MANAGER

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