

REORGANIZATION MEETING JANUARY 3, 2008

The meeting opened at approximately 7:00 p.m.

Present were Cummins, Donnelly, Klicker, Michalow, Narcisi, Repp and Sefick. Also present were Mayor Haslett, Harry Dilmore, and Solicitor Canciello.

Klicker asked Mayor Haslett to perform the swearing – in ceremony of the re-elected Council members and the newly elected Robert Powell.

Mayor Haslett opened the floor for nominations for election of officers.

Repp nominated Ed Klicker for President.

There were no other nominees for President.

A roll call vote was taken by Dilmore and Klicker was unanimously elected President of Council.

Klicker opened the floor for nominations for Vice President.

Donnelly nominated Ed Repp for Vice President.

A roll call vote was taken by Dilmore and Repp was unanimously elected Vice President of Council.

Klicker asked for nominations for President Pro Tem. Donnelly asked Klicker to explain what duties the President Pro Tem would be responsible for performing.

Klicker explained that the person holding the office would be responsible for performing the duties during meetings in the event the President and Vice President could not attend.

Narcisi nominated Tom Michalow for President Pro Tem.

A roll call vote was taken by Dilmore and Tom Michalow was unanimously elected President Pro Tem of Council

After some discussion and explanation of the position of the Vacancy Board, Klicker opened the floor for nominations for the Vacancy Board.

Donnelly nominated Rich Gainey.

Klicker asked if Mr. Gainey would be willing to serve since he was not at the meeting and was assured he would want to continue to serve.

A roll call vote was taken by Dilmore and Rich Gainey was unanimously elected to the Vacancy Board.

Klicker announced that there are vacancies on the Library Board, the Zoning and Planning Boards and a vacancy on Council. The Council vacancy was Martin's for Ward 3, which had been filled by Al Wurst until December 31, 2007.

Klicker stated that if anyone is interested in these openings or knows of anyone who is interested, please contact Council.

Klicker stated that the Council would be accepting names for the various committees. Anyone interested should contact Klicker.

Michalow moved:

“To approve the Kilbuck Township contract for 2008.”

Klicker explained the contract is a continuation of the job Dilmore was doing as Secretary/Treasurer of Kilbuck Township for \$29,000.

Narcisi asked how this was working out during the last month of 2007 and Dilmore stated that everything went well and he hoped it would continue in 2008. Canciello reminded Dilmore to get a signed copy of the contract and Dilmore stated he would have it signed on Monday, January 07, 2008.

A vote was taken and the motion was...

Carried

Michalow asked if all of the bids are in so that a dollar amount could be put in the contract for the sanitary sewer and manhole rehabilitations. Dilmore stated there will be a construction meeting at the Borough Building at 10:00 a.m. and all are welcome to attend.

Klicker asked Canciello about the West View Water problems in the area. Canciello explained there had been a news article concerning the damage West View Water Company is responsible for when they dig up the roadways. PennDot sued West View Water for damage done to the roads and won in the Commonwealth Courts as well as the State Supreme Court because the Courts used the Commonwealth Laws where the utility companies have to fulfill certain obligations and the Courts said West View Water did not do that. But it does not mean that West View Water does not have any responsibility to PennDot. The Court's ruling, however, only applies to PennDot.

In the case of the municipalities, there is the question of whether the municipalities knew that the line was defective. The PennDot case was case specific and has no impact on the Boroughs or Municipalities.

Narcisi asked about having a contract with utility companies where they have to fix the road after they dig it up.

Dilmore stated that when pipes are over 90 years old the utility companies have to know that if they repair one part of the line they have to know that the rest of the pipe will need to be replaced. But the argument was lost because West View Water argued that the pipe worked fine up to the date of repair so there was no reason to think it needed repaired or replaced prior to that date.

At this point, Repp asked to be excused from the meeting.

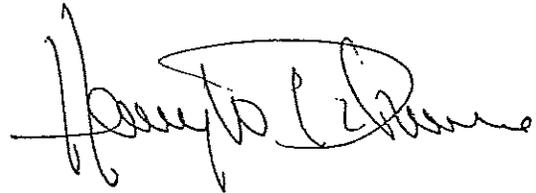
Donnelly pointed out that a few years ago West View Water replaced several lines in West View. Dilmore stated that West View Water sends letters out in November asking if the Boroughs or Municipalities will be opening the streets for repairs but as Dilmore pointed out, if the

Borough is opening manholes it doesn't mean they will be opening the whole street allowing West View Water to do any work.

Canciello stated that he could draft a letter informing the utility companies there would be work done and the street would be opened ~~allowing them to also do repairs. It was not decided to have Canciello~~ draft a letter.

Meeting adjourned at approximately 8:15 p.m.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Harry W. Dilmore". The signature is written in black ink and is positioned below the typed name.

Harry W. Dilmore, Mgr.

**AVALON BOROUGH
REGULAR COUNCIL MEETING
JANUARY 15, 2008**

Klicker opened the meeting with a prayer and the pledge of allegiance led by Tom Michalow at 7:30 p.m.

Roll Call: Donnelly, Klicker, Michalow, Narcisi, Powell, Repp. Also present were Harry Dilmore, Chief Howie, Solicitor Canciello, Shawn Rosensteel and Judith Brogan. Absent: Mayor Haslett, Cummins, and Sefick.

No Executive Session was held prior to meeting.

Repp moved:

“To accept the Minutes of December 18, 2007 and the Adjourned meeting of December 28, 2007 and January 3, 2008 Reorganization Meeting.”

CARRIED

VISITOR:

Jackie Yurkovich asked if the salt boxes were finished yet. Dilmore explained that Keith Lorey and the Street Crew have been busy with equipment problems and other pressing situations but the boxes will be ready soon.

Jackie also asked about the schedule for the street repairs. Klicker told her that would be discussed during the meeting.

MAYOR: NO REPORT

COMMUNICATIONS:

- **Dilmore stated that he received the ACHD on the First Amendment to Consent Order. Letter was forwarded to Solicitor**

Canciello for reading and action will be taken at the meeting tonight.

MANAGER'S REPORT:

- **Dilmore stated he is working on preparations with Mayer-Duessel for starting the 2007 Fiscal Audit. He has received the check list from Mayer-Duessel and they have set a date of January 21, 2008 to begin the audit.**
- **Dilmore is working with the Engineer, Shawn Rosensteel, Scott from PLGIT and PENNVEST that the bids have been received from the contractors on the Consent Decree. A meeting with Council should be scheduled to discuss options and to get an understanding of the bid.**
- **Dilmore stated that the transition with Kilbuck Township is going well and a solid routine is being established. He is looking forward to the continued progress with Kilbuck.**
- **Dilmore stated he is working with the Keystone Grant personnel on the next step for bids on the library windows. The latest bid is higher than expected, they need to explore other options to complete the project.**

SOLICITOR REPORT: NONE

FINANCE:

Michalow introduced Scott Shearer of PLGIT. Scott spoke about the money the Borough is seeking to complete the Wet Weather Project and Paving for the Borough. He stated that PLIGIT offers advantages not offered by banks and other lending institutions. The loans are fully subsidized by PLIGIT with a variable yearly rate of 3.6%. He stated that rate could go down and there is no penalty for prepaying as long as there is a 30 day advance notice.

Another advantage is that there are no hidden fees and if the Borough is approved for \$2,000,000 that is the amount the Borough will receive.

He also explained that the IRS has set stricter rules governing the issuance of bids where the bids have to be awarded before any money

can be received. This is to prevent anyone from making excessive money from loans and grants through investments and earned interest.

He suggested that Council should take a vote during the February meeting. Dilmore stated that they would have 120 days to begin making payments.

Scott stated that the Borough would be paying \$140,000 interest and principal, using the present percentage on \$2,000,000.00. The actual rates would be set at the signing of the loan. Michalow asked if there is a maximum percentage that can be charged and Scott said it could go as high as 12% but that is flexible and they do not expect that to happen. Michalow stated that Council would make a decision in February and asked how soon after that would the money be available. Scott stated it would be about one month.

Donnelly asked if the Borough would be permitted to keep any earned interest when the money is put in the bank. Scott said this is permissible as long as it is normal banking. The amount can be flexible. Repp asked Shawn Rosensteel about the time and/or duration of the work to be done and Shawn stated that he would estimate the material to last approximately 50+ years.

Scott stated that the PLGIT attorneys would be looking at the how long the material would last since the loan cannot be financed longer than the project duration.

ENGINEER'S REPORT:

SEE ATTACHED.

Dilmore asked Shawn to come back for another meeting before the February Council meeting. PENNVEST is meeting on Tuesday, January 22, 2008 and Dilmore suggested they meet on January 24, 2008 at 7:00 p.m.

FINANCE:

Michalow read the draft of a letter he intends to send to various political officials requesting financial assistance.

Michalow moved:

“To send letters to the political officials requesting financial assistance.”

CARRIED

“To accept the Treasurer’s report as submitted.”

CARRIED

“To accept the Tax Collector’s Report as submitted.”

CARRIED

“To accept the List of Bills as submitted.”

CARRIED

SAFETY:

Narcisi stated that Fire Chief Carney was asked by the apartment building managers about having lock boxes on the entrance doors to allow the firemen access to the building at night or in case of emergency. The firemen have keys in the trucks but it would be safer because an alarm could go off throughout the building when the lock box is opened for any reason.

Narcisi also stated that there are two new life time members in the Fire Department. Chuck King and Wally Krebs are 25 year members. Also, there are 5 or 6 young members coming into the department.

He also stated that the Police Department will be holding CPR classes on January 17th for Borough employees.

STREETS:

Repp asked Dilmore if there was any more information about the powdery salt the Borough received. Dilmore said he spoke to Cargill

and they would look into the situation and if they find any problems or get other complaints, they may be able to credit the Borough for that amount.

Klicker asked Repp to explain what the concerns are with the salt and he stated that the street crew complained that some of the salt they received was too powdery and they had to use more to melt the snow and ice. This is not safe or cost effective.

Repp stated that he looked into Jackie Yurkovich's complaint from the last meeting concerning the excessive water on Grandview Avenue. Jackie said it doesn't seem to be as bad as it was last month.

Repp moved:

"To pass Resolution 1041- the 1ST Amendment to the Administrative Consent Order."

After some discussion and explanation the motion was:

CARRIED

PROPERTY: NO REPORT

HEALTH & SANITATION: NO REPORT

Police Chief Howie stated that Waste Management has been picking up garbage before 7:00 a.m. There is a noise Ordinance which prohibits them from being in the Borough before 7:00 a.m. Dilmore stated that he would look into this complaint and speak with Waste Management about it.

Donnelly moved:

"To permit any Council person to attend the Allegheny County League of Municipalities dinner on February 2, 2008 with the cost absorbed by the Borough for them and their spouse at the regular cost."

CARRIED

CORP/PLANNING: NO REPORT

Michalow will meet with Powell to update him on the issues with the Committee. The draft from the engineers is close to being completed. There is a Joint Zoning meeting on February 11, 2008 at 7:00 p.m. in the Borough Building.

The Tri-Borough's Planning Commission will have the election of officers and he hopes to have the draft ready in March.

Allegheny County is updating the maps for the county and as soon as he gets them he will report to Council.

Michalow stated that he sent letters last month to the other two Boroughs requesting \$5,000. He stated that the goal is to have \$15,000.00 in the budget to be used to prevent work stoppages due to delays.

Dilmore asked where the E.P.D. is in relationship to their original bid and proposal. Michalow said he believes that they are over budget by \$5,000 to \$7,000 per Borough.

PARKS:

NO REPORT.

Michalow announced they are still short one member and he will announce this at the March meeting.

Klicker asked if the Tri-Borough meeting would address issues specifically relating to Avalon Borough.

PARKS: NO REPORT

INTER-BOROUGH: NO REPORT

LIBRARY: NO REPORT

Klicker set date for appointing a Council member to fill the vacant seat left by Pfeiffer by the end of the month. Klicker pointed out that they have 30 days according to the vacancy board and 60 days after the meeting to comply.

Canciello recommended that they act on it as soon as possible and it was decided to include this in the January 24, 2008 meeting. Dilmore is to advertise for both items on the agenda for that meeting.

The meeting adjourned at 8:35 p.m.

Respectfully submitted

A handwritten signature in black ink, appearing to read "Harry W. Dilmore". The signature is written in a cursive style with a large, stylized initial "H".

**Harry W. Dilmore
Manager**

Approved

**AVALON BOROUGH
REGULAR COUNCIL MEETING
FEBRUARY 19, 2008**

The meeting opened with a prayer and the pledge of allegiance led by Mayor Haslett.

Roll Call: Cummins, Klicker, Michalow, Narcisi, Powell, Repp, Sefick, Wurst. Also present were Harry Dilmore, Mayor Haslett, Chief Howie, Solicitor Canciello, Mike McKee and Judith Brogan. Absent: Donnelly.

An Executive Session was held prior to meeting.

Repp moved:

“To accept the Minutes of the Regular Council Meeting of January 18, 2008.”

CARRIED

COMMUNICATIONS:

- Dilmore stated that he received a letter from the North Suburban Chamber of Commerce on participation in the 2008 Clean – up Day on April 12, from 9:00 a.m. to 12:00 noon. Letter was forwarded to the Streets Committee.
- Request was received from Assumption School asking for a donation of a Swimming Pool Pass for their 2008 Family Day Festival. Letter was forwarded to the Parks Committee for a motion this evening.

Klicker introduced Ryan Halligan who is in attendance observing Local Government in action as he works for his Eagle Scout badge.

VISITORS:

Jonathan Bernstein of 938 Jackman Avenue, a new resident of Avalon, announced that he has started a web page for Avalon Borough where residents can check on the Borough's activities and express their own ideas. The address for the web page is avalonpolitics.blog.com and can be accessed 24 hours a day. Mr. Bernstein also stated that he would like to be active in the Borough and was told there may be vacancies on various committees. A Council member would be available after the meeting to speak with him.

Jackie Yurkovich of 649 Grandview Avenue asked for an update on the street repairs. She was told by Repp that there have not been any changes since the last meeting.

She also asked who is going to be in charge of the swimming pool in 2008. Klicker informed her that has not been determined yet and Jackie asked if the hours could return to the old schedule. She was told again that the pool assignment has not been settled and the hours would be determined by the company awarded the contract.

Jackie read a letter from her daughter concerning the missing rail on the steps from Norwood to Birmingham. She had cause to use the steps recently during inclement weather and found the steps in poor condition and the lack of a railing made the situation dangerous. The letter stated that she spoke to Mr. Dilmore on a previous occasion and was told the situation would be resolved. It has not. Jackie offered to pay for a new railing if the Borough could not afford it.

Dilmore explained that Keith Lorey, of the Streets Department had made a railing for the steps but the Borough insurance company did not allow him to install it because they had not approved the welds and thus would not insure it. Dilmore said he would look into it and see if the insurance company will work with Keith to get the problem resolved. He stated that he was going to look into applying for financial assistance to have the rail replaced and the steps repaired.

Klicker stated that he conferred quickly with the Streets Committee chairperson, Ed Repp, and Solicitor Canciello and they agreed that it would be feasible at this time to install the railing and deal with the

insurance company later rather than have to deal with a resident being seriously injured and/or filing a lawsuit. It was agreed to have Keith install the railing as soon as possible.

Ryan Douglas of State Representative Tom Petrone's office introduced himself to the Council members and the visitors and offered to stay after the meeting to answer any questions they may have for him or Mr. Petrone.

Brandon Gillingham of 156 W. Riverview Avenue, Bellevue, spoke about the 5K race to be held in Bellevue/Avalon on July 19. He stated that he had discussed this at the Safety Meeting. He said the Bellevue sidewalk sales would be held that day and because the race would start at 8:30 a.m. with the awards to be given at 10:00 a.m. it would not interfere with the 10:00 a.m. store openings. The racers would be out of Bellevue by then and the race would be over. Dilmore stated that he spoke to Bill McDonald of McDonald Linn Funeral Home and they will allow the racers to use their lot as a turn around as long as they do not have a funeral that day.

The race would start at the YMCA in Bellevue to Avalon and then to the Bellevue Bridge where they would turn around at Burnside Street and return to the YMCA. He spoke to people who are familiar with the races and he knows how much money they will need and the sponsorships they will need.

Klicker asked him if he has the support of Bellevue Council and he said he will be attending their meeting on Wednesday, February 20, 2008 to confirm their support and answer any questions they may have.

Klicker asked Brandon what he needs from Avalon Borough in order to proceed. He stated that they would need to have certain streets closed, local police on duty and volunteers which they are working on themselves.

It was decided that a motion would be put on the floor later in the meeting.

MANAGER'S REPORT:

- **Haslett stated that he met with Police Chief Howie about applying for Grants. Howie told him that he applied for Police vehicles, radios and ammunition. Howie will keep him informed of the progress.**

SECRETARY/MANAGER:

- **Dilmore stated he is finished work with the auditor, Mayer Duessel on the 2007 audit. The work went smoothly and a draft report should be available shortly.**
- **Completed the paperwork for CD33 Grants for Avalon Park. Now that the paperwork has been sent to QVCOG, they will conduct bidding process for work to begin in the Spring.**
- **Continuing transition work with Kilbuck Township. Work has been going well and although time consuming, progress is being made.**

SOLICITOR REPORT:

Canciello stated the Right To Know Law did pass the State Legislature and was signed into law on February 14, 2008. It is now up to the local government offices to establish an office and procedure to be in compliance.

Narcisi:

What do we as a Borough have to do to be in compliance?

It is Canciello's recommendation that the Borough hire a current employee to be the Records Officer. This person would be responsible for keeping forms current, setting up an advisory system, consulting with an attorney when or if necessary. They would be responsible for dating and responding to any requests for record information and establishing the procedure. This will effect records requested after December 2008.

He will have a detailed outline to present at the March Council meeting. If the Borough does not follow the law, penalties will be levied. The DCED will develop the forms to be used as well as issuing other written rules to follow.

Canciello stated there is another Bill pending regarding blighted and abandoned homes. There is a broad definition concerning these buildings and more work is being done on the Bill. He will keep Council informed.

BORO ENGINEER: See attached.

FINANCE:

Michalow moved:

“To accept the Treasurer’s report as amended verbally.”

CARRIED

“To accept the Tax Collector’s report as submitted.”

CARRIED

“To Pay the List of Bills as submitted.”

CARRIED

Michalow discussed the letters he sent out last month asking for financial assistance from Government offices to help the Borough with the added expenses for the Wet Weather Program.

He received replies from the offices of Tom Petrone, Mike Doyle, Jason Altmire, Robert Casey and Governor Rendell.

He read the last paragraph of the letter he received from the Governor’s office signed by Veronica Pappy. She suggested that he contact PENNVEST. PENNVEST has denied Avalon Borough three times already. Michalow reminded Council that the Governor’s office sent the same letter last year.

Michalow said the letters basically stated that they could not help us at this time but if there is anything else the Borough needs, they will try to assist us. Dilmore & I will be submitting Grants to ask for assistance with things such as a fire truck from Congressman Jason Altimire and help with the cascade/salt building from Congressman Mike Doyle.

Klicker pointed out that State Representative Tom Petrone did help the Borough last year with a Grant for the shelter.

SAFETY:

Narcisi complimented Keith Lorey, foreman for the Street Crew on a job well. Narcisi pointed out that Keith has improved the work of the street crew since he was hired as the Foreman.

Narcisi moved:

“To have the Secretary read Resolution No. 1042 to set the 2008 contribution rate for the Police Pension at 3.5%”

Dilmore read the Resolution and Narcisi moved:

“To approve Resolution No. 1042 as read.”

CARRIED

Narcisi moved:

“To have the Borough Manager attend the Western Executive Development Conference February 20 – 22, 2008, at a cost of \$700.00.”

CARRIED

STREETS:

Repp commented on the street cleaning by the Crew. Also, the Borough will be purchasing street signs issued by the State.

He stated that the recycle area for the dump is being worked on so the Borough can get the leaf recycling started as ordered by the EPA.

Repp stated that the gabion baskets are set at the creek to keep the fields from flooding this year.

Also, the Borough has purchased 650 to 750 tons of salt with \$8,000 more to come.

Repp moved:

“To accept the bid of State Pipe Services, Inc. of 7587 Franklin Road, Cranberry Township, Pa. 16006 for the Sanitary Sewer Deficiency Corrections in the amount of \$1,757,892.00”

Klicker reminded Council that this is an unfunded mandate. It is to be used for the pipe for the project.

CARRIED

Repp moved:

“To extend the snow plowing area on the Ben Avon Heights section to include some crossover roads in Kilbuck Township and Kilbuck Township to be billed at the Ben Avon Heights rate to close out the 2008 Spring season.”

CARRIED

Dilmore requested that the turn around loop in the Shanopin Highland area be salted by the Avalon Crew. It is a very small area but needs to be salted for safety reasons. He stated that the crew is already up there to do the rest of Ben Avon Heights and it seems appropriate and expeditious for our crew to do it.

PROPERTY: NO REPORT

Sefick moved:

“To accept the proposal from Logi-Tek Solutions for software for the Tax Collector’s office at a cost not to exceed \$5,000.00

Dilmore stated that the Borough has looked into other programs for the Tax Office. Lorraine and Inez attended the meetings for all of the programs and everyone is in agreement that Logi-Tek is the best in quality and cost. He also explained why it is necessary and this is the most convenient time for the tax office to work on it.

Wurst asked who would enter the data into the system. Dilmore explained that the women in the tax office would do it with assistance from the Administration office if necessary.

CARRIED

Wurst moved:

“To have the Secretary read Resolution No. 1037 for sanitary sewer overflow.

Klicker explained that this is the plan that was prepared by Chester Engineers.

CARRIED

INTER-BOROUGH – NO REPORT

CORP/PLANNING:

Michalow gave the report regarding the Joint Zoning Committee. He stated there is no money available for the committee at this time. He will keep Council informed as funds become available.

HEALTH & SANITATION: NO REPORT

PARKS:

Cummins moved:

“To donate a swimming pool pass to Assumption Community Day Festival.”

Klicker asked if this will be a family pass or an individual

Dilmore explained that we usually offer 1 pass but if they want to exchange it for a family pass it is acceptable.

CARRIED

Cummins moved to:

“To cooperate with the 5K race to be held on July 19, 2008.”

CARRIED

CORP/PLANNING

Michalow announced they are still short one member and he will announce this at the Corp/Planning meeting in March.

PARKS: NO REPORT

There will be a meeting on March 4, 2008 to make the decision for awarding the Swimming Pool Contract.

INTER-BOROUGH: NO REPORT

LIBRARY: NO REPORT

**Michalow announced the dumpster day date has been moved to June.
He will keep Council informed as the plans progress.**

The meeting adjourned at 8:35 p.m.

Respectfully submitted

A handwritten signature in cursive script, appearing to read "Harry W. Dilmore".

**Harry W. Dilmore
Manager**

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**AVALON BOROUGH
REGULAR COUNCIL MEETING
MARCH 18, 2008**

The meeting opened with a prayer and the pledge of allegiance led by Mayor Haslett.

Roll Call: Cummins, Donnelly, Klicker, Michalow, Narcisi, Powell, Repp, Sefick, Wurst. Also present were Harry Dilmore, Mayor Haslett, Chief Howie, Solicitor Canciello, Shawn Rosensteel and Judith Brogan.

No Executive Session was held prior to meeting.

Repp moved:

“To accept the Minutes of the Regular Council Meeting of February 19, 2008 meeting.”

CARRIED
Donnelly abstained

COMMUNICATIONS:

- Dilmore stated that he received a draft from Maher Duessel on the 2007 Financial Audit. The draft must be returned and any corrections made in time for the March 31st deadline. Letter forwarded to the Finance committee.
- Letter received from ACBA for general membership meeting and dinner. Dinner to be held at the Shannopin Country Club. A form is available on the Council bulletin board.
- Letter from ALCOSAN outlining information that must be provided as continuing phases of the Consent Decree move on. Letter forwarded to Shawn Rosensteel, engineer.

- Letter from QVCOG on summer equipment scheduling and fees for using COG equipment. Letter forwarded to the Streets Committee.

VISITORS:

Pamela Rich of 2353 Rochester Road, Sewickley, Pa. 15143 spoke about concerns she has about a handicap parking sign on Cleveland Avenue where her parents live. Her parents were also in attendance. Pamela stated that she had applied for a handicap parking sign and found out months later that it had been denied. She stated that she wants to know, in writing, why the sign was denied. She stated that the police chief told her that a letter would be sent by Harry Dilmore from the Avalon Administration office. Mr. Dilmore stated that he did not send a letter to Pamela but he spoke to her at the Avalon Borough Office and he explained that the Safety Committee denied her request because they did not find it necessary to put a sign there as she requested.

Klicker asked her if she had received any communication from the Borough explaining the decision and she stated that she had not. She demanded an explanation during the meeting.

She had pictures of the area in question showing that there was snow and ice that had not been cleaned that day. Dilmore stated that the crew had been out and some streets had priority. These include main streets as opposed to alleys. Copies of the pictures were made for Council use.

In response to her statements, Dilmore stated that her parents do have off street parking available to them. Pamela stated that the area is not always available since it is used for other things besides parking her parents' car.

Klicker turned the matter over to the Borough Solicitor, Rich Canciello who questioned Pamela about the parking port shown in the picture presented by Dilmore. She again stated that the parking port often is not available because it is used for other things. She did not elaborate on this subject. Instead she referred to the pictures she offered earlier showing snowy and icy conditions on the street.

Klicker stated that the Council could not make a decision immediately but they would look into the situation and someone would be in touch with her after a decision is made.

Jackie Yurkovich of 649 Grandview Avenue asked about the time line for paving for the Borough specifically her neighborhood.

Klicker asked Dilmore to respond. Dilmore stated that the paper work is being completed and the time frame is set with work to begin around May 1st.

Jackie asked Council to look into the safety of a house on North Birmingham Avenue. She stated that the porch is filled with debris and the neighbors are concerned about the children there. She stated that if there is a fire, it would be impossible for the fire department to get to the children because of the trash and debris around the area. She wants the inspector to look into the situation.

Dilmore stated that he would have BIU (Building Inspector's Underwriters) and the fire department look into it and cite the owner if necessary.

MAYOR'S REPORT:

Haslett deferred his report to the Safety Committee.

SECRETARY/MANAGER:

- Dilmore stated he is working with John Jakelia of QVCOG on possible use of project funding left over from CD 34 projects. He will keep Council aware of the moves and costs.**
- Dilmore is concerned there will be no Summer Lunch program this year because no one has "stepped up" to take over the program because Mrs. Thomas is not able to do it this year. February 22nd was the deadline for applications to be filed. He still has the paperwork in the file and could get an approval to file late if he had someone to run the program. Klicker asked about the salary and Dilmore stated that the Borough qualified last year for the County pick up the fee. He would have to have someone to**

run the program and have the children sign up for the lunches before he could tell Council the actual cost. He stated that the pay is a little above minimum wage but the County would pay most if not all of it. Haslett stated that he is aware of a woman who is interested but he needs more information and he will contact her and have her contact Dilmore about setting up an interview. Dilmore stated that anyone applying for the position would have to have clearances and take classes which are required by the County. Haslett asked who would be responsible for paying for the clearances and classes and he wanted to know how much it would cost to do the background check. Dilmore stated that he did not know how much it will cost because when Mrs. Thomas headed the program she already had her background check and was certified when she applied for the position.

Repp moved:

“To reimburse the cost of the background search for the Summer Lunch Program Employee.”

CARRIED

It was noted that the clearance report is good for only one employer.

Keith Lorey pointed out that in many cases, the clearance can be done on-line and is acceptable.

- **Dilmore received the final draft of the 2007 audit by Maher-Duessel and forwarded it to Council and the Finance Committee for review.”**

SOLICITOR REPORT:

Canciello referred to the 17 page report he gave to each Council member, on the “Right to Know Law” which was signed into law by Governor Ed Rendell on February 14, 2008. He stated that with the exception of the Department of Community and Economic Development (DCED) immediately setting up an Open Records Office, most of the Act’s provisions will take effect on January 1, 2009 and shall apply to all

requests made after December 31, 2008. He gave Council a copy of the Act for their review.

This report gives detailed information on what the Borough will need to do to comply with the law and to establish an office to fulfill the duties of such office.

BORO ENGINEER:

See attached.

FINANCE:

Michalow reported on the grants applied for recently. The Police Department received \$5000.00 for radios and other equipment. Requests were sent for the Fire Department and for the salt building.

Michalow stated that he spoke to Congressman Altmeyer and Congressman Doyle recently about future grants.

He stated that he received a letter from Governor Rendell's office denying the Borough any financial assistance for the Wet Weather Program. He said the letter actually came from Veronica Kasi in the EPA office in Harrisburg.

Michalow moved:

"To send a second letter to Governor Rendell."

CARRIED

"To accept the Treasure's report as submitted."

CARRIED

"To accept the Tax Collector's report as submitted."

CARRIED

“To pay the List of Bills as submitted.”

CARRIED

SAFETY:

Narcisi announced that the Fire Department is hosting a breakfast at the Fire Hall on March 29, 2008 from 6:00 a.m. to 9:00 a.m.

Narcisi moved:

“To hire Paul Meyers of 234 Locust Drive, Avalon Pa. 15202, as a part time police officer.”

CARRIED

STREETS:

Repp announced that the crew has been out patching the pot holes, and will continue to do so weather allowing.

He also announced that the pick up truck for the Fire Department was received.

Repp moved:

“To accept the fees for the use of the Quaker Valley Council of Governments’ asphalt roller and hot patcher.”

CARRIED

PROPERTY:

Sefick moved:

“To allow BABA to use the athletic fields for the 2008 baseball season.”

CARRIED

Sefick asked if anyone was aware of the lighting problem at the Library.

Dilmore stated that he would be meeting with Dan Franus and the problem would be corrected as soon as possible.

Sefick moved:

“To allow the Democratic Party to use the Council Chambers for their meeting on April 16, 2008 from 6:00 p.m. to 9:00 p.m.

CARRIED

HEALTH & SANITATION: NO REPORT

CORP/PLANNING:

Powell moved:

“To appoint John Bernstein of Jackman Avenue, Avalon Pa. to the Tri-Borough’s Planning Committee and the Tri-Boroughs Steering Committee concurrently.”

CARRIED

Donnelly asked how long the members of the board would be seated and would they alternate between committees? Klicker explained that after the committee is established the Council would receive a request to dissolve the steering committee.

Michalow stated the meeting schedule for Corp/Planning is April 28, May 27, June 23 and July 28, 2008. These dates will be posted in the Citizen newspaper.

INTER-BORO:

Donnelly stated there will be a meeting in Bellevue on Wednesday, March 19th at 7:30 p.m. and one in Downtown, Pittsburgh on Thursday, March 20th. She will take any questions or concerns Council may have to the meeting to be addressed by the board.

PARKS:

Cummins moved:

“To hire Theresa Benson of 398 Betheny Drive, Pittsburgh, Pa. 15215 as the Avalon Swimming Pool Manager for the 2008 swim season at a salary of \$12,000.”

CARRIED

Michalow stated, for future reference, that he is in favor of “in house” hiring” for the swimming pool management.

Cummins noted there has been some vandalism at the park and the street foreman, Keith Lorey, had already taken care of the situation.

LIBRARY:

Cummins reported that the repairs are being done for the lights at the Library as stated earlier in the meeting.

4th OF JULY:

Connie Rankin stated there will be a meeting at the Borough office on Thursday, March 20th at 7:00 p.m.

They have \$1,500 in the Fireworks fund and Emsworth has already approved their donation.

Connie also stated that the 4th of July will be celebrated on June 28th.

Michalow made a last minute announcement that there will be a Dumpster Day which is tentatively set for June 14th.

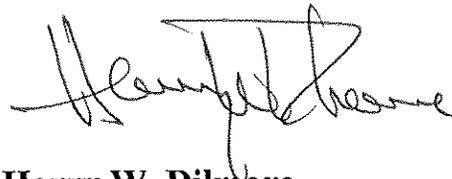
Sefick moved:

“To adjourn the meeting.:

CARRIED

The meeting adjourned at 8:35 p.m.

Respectfully submitted

A handwritten signature in cursive script, appearing to read "Harry W. Dilmore". The signature is written in black ink and is positioned above the printed name and title.

**Harry W. Dilmore
Manager**

APPROVED

**AVALON BOROUGH
REGULAR COUNCIL MEETING
APRIL 15, 2008**

The meeting opened with a prayer and the pledge of allegiance led by Mayor Haslett.

Roll Call: Cummins, Donnelly, Klicker, Michalow, Narcisi, Powell, Repp, Sefick, Wurst. Also present were Harry Dilmore, Mayor Haslett, Chief Howie, Solicitor Canciello, Shawn Rosensteel and Judith Brogan.

No Executive Session was held prior to meeting.

Repp moved:

“To accept the Minutes of the Regular Council Meeting of March 18, 2008 meeting.”

CARRIED

Dilmore showed a short film of the late James Kratt, a long time resident of Bellevue. James, who was affectionately known as the oldest boy scout, passed away on April 7, 2008 at the age of 97. He influenced many children in the area with his high values and interest in their future. It was noted that he will be missed by his many friends in the surrounding boroughs.

COMMUNICATIONS:

- Received Fuel Audit report from Mayer Duessel for 2007. Forwarded to Finance Committee for review and sent to Citizen for advertising.
- Letter received from CVCOG on April 24, 2008 for the 700 NIMS training. Avalon will be hosting the event focused on managers, secretaries and department heads. There will be one schedule for Council members. The reason for this training is to be permitted to apply for FEMA funds in the event of a major disaster.

Members of the Council and executives of the Borough must be trained in order to apply for assistance.

- Letter from the office of the Commonwealth Libraries granting approval for the window project at the library to proceed.
- Letter received after on line search from Bureau of Justice Assistance for bullet proof vests program for 2008. Letter forwarded to the Safety Committee and Chief Howie.
- Letter from Ben Avon Borough in support of the Allegheny County CDBG monies for Spruce Run Road.

VISITORS:

Debbie Kamm of 221 Belva Street and Patrick McCulley of 225 Belva Street. Debbie commended the Council on the beautiful new Municipal Building. They would like to have more of the animal bags supplied by the Borough for people walking their dogs. They are especially concerned with the side streets. Dilmore explained that they are expensive and there are five located throughout the Borough including one he won at the Mangers Convention last year and donated to the Borough. He noted that they are used by the residents and he would like to get more in the near future. Debbie asked the cost and Dilmore stated that they are about \$225.00 each. He asked if there is a problem in their area and they stated there has been a recent problem and with summer coming they expect the problem to continue. Dilmore stated that they would look into the matter to see what can be done.

Mr. McCulley stated that the street in front of the bus stop is sinking and Ms. Kamm stated that she is getting water in her basement. She is also having trouble with her sidewalks shifting due to the water problems she and her neighbors have had. Her downspouts are in compliance and are not causing the problem. Klicker stated that some of the residents have been having trouble with water in their basements since the Wet Weather Project was put into place. The residents believe the problem is because of the water company not putting the bricks in place after they work on the street. Dilmore stated he would look into the problem with the water company.

Ms. Kamm asked what the sewage surtax is used for and Repp explained that the money is used for new pipelines, putting cameras in the sewers to check the lines, replacing and/or repairing the sewer lines, and otherwise putting the sewer lines in compliance with the law put into effect by President Johnson to keep the waste from going into the sewage system and back into the drinking water. Ms. Kamm stated there is an abandoned house on the corner of Fisk and Californian Avenues that is causing a problem with garbage and rodents. Dilmore stated that a title search is being done and the owner will be notified and fined and if necessary, the house will be leveled.

Ms. Kamm stated there are trash cans left on the sidewalks long after Waste Management has picked up the trash. She also stated that Waste Management workers are leaving a mess when they pick up the recyclables. Klicker stated that he has also experienced problems with the workers not picking up what they spill or drop and throwing the lids and bins into the street causing dangerous driving conditions. He stated that the workers have a definite attitude problem and a complaint will be lodged with Waste Management because there have been other complaints.

Jackie Yurkovich of Grandview Avenue asked what has been done about the house on S. Birmingham Avenue that she complained about last month. Dilmore stated that a hearing is scheduled for April 23rd that will try to force the residents of that property to clean it up and keep it clean.

MAYORS REPORT:

Haslett reminded Council and visitors that street cleaning started on April 1 and Chief Howie stated that they wrote 330 tickets for illegal parking during the first six days.

SECRETARY/MANAGER:

- Dilmore stated that on Monday, April 14th, he received a call from PENNVEST informing him that Avalon has been approved for a loan of \$2.2 million with a payback time of 240 months or 20 years.

- After that phone call, Larry Gasparato, chairman of the board at PENNVEST, called to inform Harry that his and Shawn's hard work and patience is allowing Avalon to receive a grant of \$750,000.00 toward the Spruce Run Road Project. That means that 35% of the project will be free and the Borough will only need to borrow \$1.3 Million to complete the work. That will still be a 240 month or 20 year loan at 2.1% interest.

Dilmore said that the money is the result of Act 218 which is a recovery program for money not spent by other Boroughs for their projects.

- Dilmore attended the PA DEP Recycling Grant workshop at Ross Township Municipal Building last week where he got updates and new regulations for recycling grants and sites. Avalon site is almost ready for the Season and will schedule an inspection of site when completed.
- Received confirmation of PENNVEST loan approval. Avalon has received new loan monies and a grant for \$750,000.00 towards Wet Weather Project.
- This along with DCED through the CD36 program has given Avalon \$70,000.00 towards the Spruce Run Road Project. This is money that was to be used by Wal-Mart. These two totals are \$820,000 of the non budgets, non pay back moves to improve the Infra - structure of Avalon. The patience of Council and the Citizens of Avalon has been rewarded.
- Note: Klicker pointed out that Avalon is only 1 of 3 Boroughs sharing in this new found money. He and Council thanked Harry for his hard work.
- Qualifying for the Waste Management Recycling grant will allow the Borough to be reimbursed up to 80% of purchases directly used for the project. Dilmore is hoping for help with the trucks and chippers. He also noted that the crew has been doing a great job in getting the landfill ready for inspection.

- Submitted paperwork for Summer Lunch Program after response for public help to keep the program. Waiting for County to return paperwork and set schedule.

Michalow moved

“To accept the loan from PENNVEST for \$1,350,000 with an interest rate of 2.109% over 240 months.”

CARRIED

Michalow also noted that it was the hard work and tenacity of Shawn Rosensteel of Chester Engineer's and Harry Dilmore that got the grant money for Avalon.

SOLICITOR: NO REPORT

ENGINEERS REPORT: SEE ATTACHED

FINANCE:

Michalow gave a detailed report on the financial picture of Avalon Borough. He feels the Council is too quick to give verbal approval but Michalow thinks everything should be put in writing and submitted.

He noted that expenditure checks had to be held back until the end of the quarter and \$107,000 had to be transferred to the General Funds from the Sewage Fund. Klicker reminded Council that it is legal to transfer money from one account to another to meet deadlines but it is not something they want to be forced into every quarter.

One of Michalow's goals as chair of the Finance Committee will be to control spending and balance the budget. He stated that this will mean making some drastic changes and being committed to making it work. Michalow made the following suggestions and statements:

1. Michalow said that the Auditor's found “nothing of consequence” in the audit.

2. We must commit ourselves to stop the carry over from year to year. There has been a carryover for the past three years.
3. We must create a system for making purchases and using purchasing requests. We cannot continue to be as verbal with requests but rather have it in writing and approved beforehand.
4. We must commit ourselves to bring to the next finance meeting two things we must have and one thing we are willing to sacrifice.

Klicker thanked Michalow for his efforts in controlling the spending in the Borough and stated that he feels the spending is controlling the Council instead of Council controlling the spending.

Michalow noted that although the debt has grown over the past five years and he does not intend to criticize the past administration especially John Hahn.

Michalow stated that Dilmore working for Kilbuck has been a sound financial decision.

Michalow moved:

“To accept the Treasure’s report as submitted.”

CARRIED

“To accept the Tax Collector’s report as submitted.”

CARRIED

“To pay the List of Bills as submitted.”

CARRIED

“To accept the Finance Report as submitted.”

CARRIED

“To send a letter thanking Penguin Player, Georges Laraque for bringing the Penguins to the Avalon Elementary School for a hockey game via his work with the Doorway.”

CARRIED

Michalow said there is interest in having a Multiple Borough Dumpster Day in June which he will present at the May meeting.

Chamber of Commerce sponsored a clean-up day at the Avalon Park. There was good participation by the residents.

There will be a Health Care meeting on April 24th.

Michalow moved to transfer \$200,000 form the Solid Waste Fund to the Building Construction fund.”

Klicker stated that the transfers were actually done in 2006 and only now being put in writing.

CARRIED

PUBLIC SAFETY:

Narcisi moved:

“To adopt Resolution No. 1043, adopting a hiring policy for part-time, non civil service police officers.”

CARRIED

STREETS:

Repp stated there was a Streets meeting on Thursday, April 10, 2008. The street sweeping equipment it in good condition.

Repp moved:

“To contract Chester Engineering for “Scope Work” services connected to the sanitary sewer rehabilitation project at a cost not to exceed \$68,000.”

CARRIED

PROPERTY:

Sefick moved:

“To end the contract with Commercial Cleaning Inc. for cleaning of the Avalon Municipal Building and the Avalon Library.”

CARRIED

Sefick asked if anyone was aware of the lighting problem at the Library. Dilmore stated that the problem was being addressed and he would keep Council informed.

“To accept the bid for the Library Window Project from Window Systems, Inc. of 568 Alpha Drive, Pittsburgh, Pa. 15238 at a price of \$37,490.00.”

CARRIED

“To accept the contract from Palco Sales Corporation to maintain service inspections on the emergency generator for the Municipal Building at a cost of \$585.00 per year.”

CARRIED

HEALTH & SANITATION: NO REPORT

CORP/PLANNING:

Powell stated there will be a zoning meeting on April 28th.

INTER-BORO

Donnelly moved:

“To communicate to Allegheny County Department of Economic Development that Avalon Borough will “OPT IN” to the CDBG program for the years 2009 - 2010 - 2011. (CD Years 35-37)”

CARRIED

“To accept the reallocation of CD34 monies in the amount of \$69,138.45, from the Allegheny County CDBG program towards the Spruce Run Road Project.

Donnelly reminded everyone of the Recycling Day sponsored by QVCOG and its member municipalities to be held on May 10, 2008 from 9:00 a.m. to 1:00 p.m. She also reminded them of the ACBA steak dinner to be held at the Shannopin Country Club at a cost of \$25.00 to be held on Thursday, May 1, 2008.

PARKS:

Cummins moved:

“To hire lifeguards at the Avalon Swimming Pool for the 2008 season upon recommendation of the Parks Committee.”

CARRIED

“To grant the Northminster Presbyterian Church permission to utilize the Avalon Park for its “Best Two Weeks” of summer program, July 14th thru the 25th, 2008.”

CARRIED

“To have the Secretary give the first and second reading of Ordinance NO. 1321 regarding the private possession and/or breeding of exotic animals.”

A roll call vote was taken and the motion was...

CARRIED

LIBRARY:

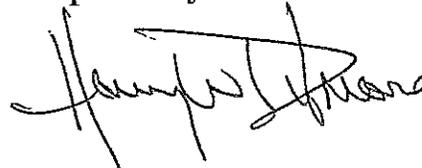
Cummins stated that the windows have been ordered and work is starting as scheduled.

4th OF JULY:

NO REPORT

The meeting adjourned at 8:55 p.m.

Respectfully submitted

A handwritten signature in cursive script, appearing to read "Harry W. Dilmore".

**Harry W. Dilmore
Manager**

**AVALON BOROUGH
REGULAR COUNCIL MEETING
MAY 20, 2008**

The meeting opened with a prayer and the pledge of allegiance led by Tom Michalow.

Roll Call: Cummins, Donnelly, Klicker, Michalow, Narcisi, Powell, Repp, Sefick, Wurst. Also present were Harry Dilmore, Chief Howie, Solicitor Canciello, Shawn Rosensteel and Judith Brogan.

No Executive Session was held prior to meeting.

Repp moved:

“To accept the Minutes of the Regular Council Meeting of April 15, 2008 meeting.”

CARRIED

COMMUNICATIONS:

- **Office of County Council letter in reference to “By The Dawn’s Early Light.” This is a flag retirement event to be held on June 12th and the Borough will receive recognition for participating along with the Boy Scouts.**
- **Letter received from Mayor of Pittsburgh with an invitation to attend the City of Pittsburgh Shared Services Committee titled “What We Can Do For You.” This meeting will be held at 9:00 a.m. on June 10, 2008.**
- **Letter from Northgate Elementary to attend its Elementary Showcase of Student Learning on Tuesday, May 20, 2008. Klicker stated that Council had a representative at the program since it was going on during the Council meeting.**

- Letter received from West View Water Authority notifying the Borough of automatic meter reading system being installed. USI meter services will be going through the Borough and residents will need to set an appointment since the workers have to enter the premises in order to install the new meters which will eliminate the need to send in the meter reading cards presently used.

VISITORS:

Jackie Yurkovich of 649 Grandview Avenue asked if there is a definite date to start working on Grandview Avenue to repair the street. She stated that she is losing part of her driveway due to excessive water damage. She wants it done as soon as possible as promised by Council at previous Council meetings. Sean Rosensteel was asked to explain the latest development concerning the work schedule. He stated that the work cannot begin until August due to PENNVEST closing for the Sanitary Sewer Deficiency Correction Project. A meeting with the State Pipe services will be requested once a confirmed PENNVEST closing date is scheduled. A determination will be made at that time if it is possible to resurface the proposed roadways this year. Sean stated that he will press the State Pipe services for a completion date so work can begin as promised.

Jonathon Bernstein of 938 Jackman Avenue again offered his services to get the Avalon Borough Webpage set up. Klicker stated that Council appreciated his offer, and would consider his offer if the need arises.

MAYORS REPORT:

NO REPORT.

SECRETARY/MANAGER:

- Dilmore stated the Borough hosted and attended the NIMS class for the areas Municipal Managers. Approximately 20 managers attended the mandated class and received certificates of attendance.

- **Dilmore stated he is continuing the work on the PENNVEST applications. He stated that he and the Borough Solicitor, Rich Canciello, attended the PENNVEST training class which was mandated so the Solicitor can continue with his work on the project.**
- **Dilmore stated he is working on the CDBG projects for year 35. the deadline is May 28, 2008. He is welcoming any and all ideas for this project. Presently, he has four projects and three demos and he is open to any and all suggestions.**
- **Dilmore stated he filled out the Municipal Survey for Avalon salaries and benefit packages for Avalon. He will receive a free report showing Avalon's standing in these categories.**

SOLICITOR:

Tonight will be the third and final reading of Ordinance No. 1321 concerning the keeping of exotic animals by private parties.

Canciello also stated that the Borough Code concerning EMS services was amended on May 15, 2008. EMS organizations will now have to supply a list of services they offer and the Boroughs have the right to approve the services. The Fire Departments and EMS organizations are also required to provide a financial and administrative support as well as providing an annual itemized financial report. Klicker noted that this would apply only to the volunteer groups and Canciello agreed adding that any Borough that provides any type of financial assistance is within their rights to ask for these reports and assistance from the Fire Departments and EMS organizations.

ENGINEERS REPORT:

SEE ATTACHED

FINANCE:

Michalow discussed the Purchase Order form and the General Policy for Purchase Orders.

Michalow moved:

“To accept the General policy for use of Purchase Order Requisitions and other disbursements.”

CARRIED

Michalow stated that all purchases would have to be approved by the Department Head but any purchases of \$5,000 or more would have to have the Department Head’s signature and then be put before Council for approval.

Automobile repairs would have to be handled separately due to the risk of higher costs not always known ahead of time. If a signature and Council approval are necessary it can delay work being done and a vehicle being out of commission too long. Chief Howie stated that in the past, his department had a maximum amount of \$250.00 and less for minor repairs.

Narcisi asked about emergency items being verbally and it was decided that it would be permissible for verbal approval in the case of emergencies only. Michalow stated that he would review the Purchase Order form to improve the format for repairs and other emergencies.

Michalow moved:

“To accept the Treasure’s report as submitted.”

CARRIED

“To accept the Tax Collector’s report as submitted.”

CARRIED

“To pay the List of Bills as submitted.”

CARRIED

“To accept the Finance Report as submitted.”

CARRIED

“To enter into an agreement with the Treasury Department of the Commonwealth of Pennsylvania to enter into their Invest Municipal Investment Pool.”

Dilmore explained that this Pool is through the state for Municipalities to invest their money without penalties for withdrawals and higher interest rates. This allows the Municipalities to maximize their investments using monies received from the state, liquid fuels and other income that would normally be put into the bank. He also stated that for every \$1.00 invested, the Municipality receives \$1.00 credit that can be used against loans and other banking perks and programs.

CARRIED

“To transfer \$5,000.00 from the General Fund to the Tri-Boroughs Zoning Board.”

CARRIED

“To send a letter of thanks to Governor Ed Rendell regarding the PENNVEST loan and grant.”

CARRIED

Michalow stated that he has 10 student volunteers signed up for Dumpster Day on June 14th. Ben Avon Heights will be participating but he is unsure about Kilbuck Township’s interest. He would also like Council to consider having another Dumpster Day in the Fall since they seem to be successful.

PUBLIC SAFETY: NO REPORT

STREETS:

Repp stated there was a meeting earlier in the month at which time they discussed vehicle breakdowns and authorization for repairs. He also

stated that the crew foreman, Keith Lorey, stopped the work on the creek until July.

Repp moved:

~~“To hire the list of pool life-guards, Maxine Berry and Laura Hanahan to work at the Avalon swimming pool for the 2008 season.~~

CARRIED
(KLICKER ABSTAINED)

“To hire Steve Zurbach and Kassandra Lorey to work in the Department of Public Works for the 2008 season.”

CARRIED

“To “opt in” to the 2nd year salt contract with Cargill through the QVCOG.”

CARRIED

PROPERTY:

Sefick stated that the windows for the Library will be ready sometime in June. He also stated that the lights at the Library were repaired and are in good working order.

Sefick moved:

“To accept the resignation of Councilwoman, Lois Cummins effective May 30, 2008.”

CARRIED

HEALTH & SANITATION:

Wurst stated that the County has issued a warning about the West Nile Virus. If dead birds are reported the County should be contacted at 412-687-2223.

Wurst moved:

“To have the Secretary give the 3rd and final reading of Ordinance No. 1321.”

Dilmore read Ordinance No. 1321 concerning the possession of exotic animals in the Borough of Avalon.

After a roll call vote with Klicker voting no, the Ordinance was

CARRIED

CORP/PLANNING:

Powell moved:

“To appoint Lee Nelson of 639 California Avenue, to the two year term on the Avalon Zoning Board.”

CARRIED

INTER-BORO:

Donnelly gave a Legislative update on Act 3-2008 regarding the Right To Know Law which is scheduled to go into effect on July 1, 2008.

She also stated there is a Temporary Development Moratoria on House Bill 904, amending the Act of July 31, 1968.

A copy of this House Bill is available at the Administrative Office.

She also stated that the County Dumpster Day was a big success with many people participating.

PARKS:

NO REPORT

LIBRARY:

NO REPORT

4th OF JULY:

Connie Rankin stated there will be a meeting on Thursday, May 29' 2008 at 7:00 p.m.

Michalow asked for Council Volunteers for Dumpster Day. Any volunteers should report to Michalow.

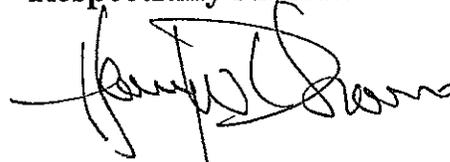
Wurst moved:

"To adjourn the meeting."

CARRIED

The meeting adjourned at 8:55 p.m.

Respectfully submitted

A handwritten signature in black ink, appearing to read "Harry W. Dilmore", written over a horizontal line.

**Harry W. Dilmore
Manager**

**AVALON BOROUGH
REGULAR COUNCIL MEETING
JUNE 17, 2008**

The meeting opened with a prayer and the pledge of allegiance led by Mayor Dave Haslett.

**Roll Call: Donnelly, Michalow, Narcisi, Powell, Repp, Wurst.
Also present were Mayor Haslett, Harry Dilmore, Chief Howie,
Solicitor Canciello, Shawn Rosensteel and Judith Brogan.**

Councilman, Ed Repp presided as President of Council in the absence of Ed Klicker.

No Executive Session was held prior to meeting.

Michalow moved:

“To accept the Minutes of the Regular Council Meeting of May 20, 2008 meeting.”

CARRIED

COMMUNICATIONS:

- **Letter from the YMCA of Greater Pittsburgh outlining their emergency operations plan for Daycare at Epiphany Church, North Boroughs YMCA and Avonworth Community Park. Copy sent to Powell and Chief Howie.**
- **Letter received from Port Authority on meeting to discuss Connect 09 to help upgrade transportation system. Meeting on June 24, 2008 at West View Fireman’s hall from 6:00 to 8:00 p.m.**
- **Letter from Spencer and Friends on applications for the exotic pet Ordinance and instructions for anyone inquiring about the Ordinance.**

- Letter received from State Representative, Tom Petrone's office on extension of Property Tax/Rent rebate program thru December 31, 2008.
- Letter announcing the Northern Basin Elected Officials meeting to be held at the Shaler Municipal Building on June 25, 2008 at 6:30 p.m.

VISITORS:

Lisa Elliott of 802 California Avenue spoke of her concern about non Avalon residents using the Avalon pool. She stated that Council should consider raising the price of admittance. She is also concerned about the 13 and 14 year old swimmers giving the guards a difficult time when they try to keep order at the pool. Repp stated that the Parks Committee will look into the situation and act accordingly.

Lynn Springob of 626 Parkview Avenue voiced concerns about the condition of the steps at the bottom of Norwood Avenue. She stated that the yellow strips blocking off the steps made it look like a picture of the aftermath of hurricane Katrina. Her concern and the concerns of others is the danger they pose to anyone using them. She stated that at this time they are totally unusable. Repp stated that much of the damage to the area was caused by the recent rain storms. Lynn also voiced concerns about the graffiti in the area. Repp stated that he would have the Streets committee and the crew foreman look into the matter. He pointed out that he is on the Committee and would personally look into the situation and address their concerns. Donnelly stated that she had suggested putting the sign on the steps to protect the people using them and it was also her suggestion to tear the steps down.

Dilmore stated that they had discussed this problem at the Streets Committee on Thursday, June 12th. He said they had used orange plastic fence to block the steps but people just ripped it down and used them anyway.

Repp explained that it will be difficult at this time to replace the steps as questioned by Donnelly. Wooden steps are out of the question because they would have to be ADA compliant. ADA is the American Disabilities Act that the federal government uses to assure that people

with disabilities have safe access to public areas. The steps would be too steep for wheelchair access and would be difficult for anyone with other disabilities to use.

Dilmore fielded questions from other residents concerning the steps and other areas of concern. He was explicit and lengthy in his explanation of the PENNVEST loan, how soon work could begin on the streets and other repairs.

Donnelly stated that she will go to the area and check them and report back to Council. Dilmore stated that water from the sewer pipes has undermined the steps. Lynn also stated that there are garbage cans blocking the sidewalk making it more difficult to walk in the area.

Lynn asked for the schedule for the street repairs and Dilmore stated that work is scheduled to begin on August 13th. He explained that it is going to take longer because the PENNVEST grant will not be available until August. Michalow stated that PENNVEST did give the Borough the grant and loan but it would not be available until August and the Borough cannot write a letter as requested telling them to hurry it along. If the Borough borrows the \$2.5 million dollars until the grant comes in it will cost \$10,000 in interest which will cut into the grant money. Council wants all of the money to go into the repairs of the streets and not to the bank. Also, there is a time factor. By the time a loan is approved by the bank, the grant money will be available.

Lori Woods of 807 Norwood Avenue also spoke about the steps and the street conditions. Wurst asked if anything else can be done to help the residents of that area. Michalow stated that they would not be able to have the work completed before next year because of the weather and the time frame to get the money and get started.

Lorie also asked why paper work was not complete before the due date so as to expedite the work. Solicitor Canciello explained that work was being done and papers were filed in time but we cannot push PENNVEST into giving the Borough the money any sooner than the scheduled date in August.

Lengthy conversations ensued regarding interest rates, time frames and dates.

Jackie Yurkovich questioned the different dates for work to begin and again Dilmore explained the changes from PENNVEST.

Jackie brought blue prints of her driveway and stated that she has to get started with the repairs but the driveway is sinking due to the water problems discussed earlier. She needs to know what is going to be done and when it will be started. She gave Dilmore copies of her blueprints. Dilmore stated again that they cannot begin the work until the money is available. She stated that she needs reassurance that the work will be completed before her driveway is done so the driveway will not sink again. Repp said they would go there and check it out to see if there is anything the Streets Committee should do to protect her walkway and driveway.

Michael Fleming of 635 Center Avenue spoke about buying property on McKinley Terrace. He stated that he owns 12 properties in Avalon and that he is a good landlord and is looking to buy more in the Avalon area.

Dilmore stated that there are approximately thirteen houses to be sold or demolished. He stated there are two that he is sure of to be sold or demolished and he would be in touch with Mike McCabe to establish which ones can be sold.

Linda Hudgins asked about changing a residence from a one family dwelling to a 2 family dwelling. Dilmore explained that she would have to comply with Borough, County and State codes. Also, the tax structure would change and the County would reassess the property.

Dilmore explained that there are several venues, one of them being a variance hearing and other codes to be considered.

Fleming asked for a list of properties that have back taxes owed on them and for condemned properties and abandoned and vacant properties. He offered to help the Borough establish a protocol similar to other areas that have County lists. Dilmore stated he would look into the matter and that he will work with Mr. Fleming to help him purchase the properties and put the properties back on the tax roll. But there are rules established that have to be followed and he could not just hand him a list until the Borough traced the owner and cleared the property for sale or demolition.

Dilmore told Mr. Fleming to contact him at the office on Friday.

Linda Hudgins stated that her neighbor's tree is hanging on her roof and asked how she can get in touch with the owner to make him keep his property clean and have the tree removed. She asked what can be done about the owners not keeping the property up to code.

Donnelly stated that there is a law across the state that would prohibit negligent property owners from purchasing other property in the state. She said the problem is statewide and cities, boroughs and townships are working together

She also stated that there are garbage cans left sitting for weeks which cause the Borough to look like a ghetto. What can be done about them?

Dilmore stated that the Street Committee would look into it.

MAYORS REPORT:

Haslett introduced Police Officer Thomas Kokoski who spoke on the drug program they have in place for the community. Kokoski stated that with the support of the Safety Committee, the Police Chief and Mayor Haslett, they were able to establish an undercover operation to catch or deter drug dealers within the Borough.

Haslett then made a motion:

“To accept Resolution No. R-08-35, recognizing Thomas Kokoski for his service to Avalon Borough in working a special assignment above and beyond his normal call of duty as an Avalon Police Officer.”

CARRIED

Haslett presented Officer Kokoski with an award from the Borough and thanked him for the Council and the residents of Avalon.

Kokoski thanked the Council for its support and promised to keep working with them to rid the Borough of the drug problem in Avalon.

Repp moved:

“To accept Resolution R-08-36 recognizing Ryan Coll for service above and beyond his normal call of duty.”

CARRIED

“To accept Resolution No. R-08-37 recognizing Walter Johnson for service above and beyond his normal call of duty.”

CARRIED

Police Chief Howie stated that they received a call saying there was smoke coming from an apartment where an older woman lived alone. Richard Czapko, a Bellevue police officer and two Avalon Officers entered the apartment and found that the woman had two pots burning on the stove. She did not want to leave the apartment saying she was cooking and seemed disoriented. The officers removed her from the apartment, cleared the smoke and made sure she was safe before leaving.

Narcisi moved:

“To accept Resolution No. R-08-33 recognizing Richard Czapko for service above and beyond his normal call of duty.”

CARRIED

“To accept Resolution No. R-08-34 recognizing Edward Kurtz for service above and beyond his normal call of duty.”

CARRIED

“To accept Resolution No. R-08-32 recognizing Paul Lawry for service above and beyond his normal call of duty.”

CARRIED

Haslett stated that Police Officer Robert Espy is not happy and he (Haslett) would like to exercise the right to make Officer Espy a Police Sergeant.

Repp stated that the recommendation will go to Committee.

SECRETARY/MANAGER:

- **Dilmore stated that he completed the pre-applications for CD35 funding. Avalon submitted (4) four projects in this years round of funding, including paving and handicap ramp projects.**
- **Dilmore stated he is in the process of completing the CD34 paper work on approved projects (paving the lot at shelters, and the handicap ramps.) Also received paperwork on library window project and sent the paperwork back to Mr. Franus and hope to get the windows paid for through the Keystone Library Project.**
- **Dilmore stated that he filed the proper paperwork for INVEST banking applications with the Department of Revenue. He received correspondence today acknowledging receipt of the paperwork.**

SOLICITOR:

Canciello stated that the deadline to PENNVEST is July 22, 2008.

ENGINEER'S REPORT:

SEE ATTACHED

FINANCE:

Michalow thanked the volunteers for their help and support on June 14th, Dumpster Day.

Michalow stated there will be a Pension Meeting on June 30, 2008 at 7:30 p.m. in the Council Chambers.

Michalow moved:

“To accept the Treasure’s report as submitted.”

CARRIED

“To pay the List of Bills as submitted.”

CARRIED

“To accept the Tax Collector’s report as submitted.”

CARRIED

“To accept the Finance Report as submitted.”

CARRIED

Michalow stated that he spoke to Inez regarding the delay in the Tax Collector’s check to the Borough. He explained that due to a death in Inez’s family it was necessary to close the tax office for another week. She will reopen next week and give a check to Lorraine for deposit.

Michalow made the statement that his next motion would require an exchange/refund from the sewage surcharge fund and promised to make sure the money was refunded to the fund or he would resign his position on Council.

Donnelly asked if it is really necessary to do this and Michalow stated that it is necessary in order to meet payroll and to pay the List of Bills.

Michalow moved:

“To ratify the action of the Finance Committee in moving \$100,000 from the sewage surcharge fund to the general fund.”

Michalow again assured Council that the money will be put back into the sewage surcharge fund next month.

CARRIED

Michalow stated that the motorcycle is still for sale and there are asking \$11,000 for it, but have not had any bids at this time.

Michalow moved:

“To have the Secretary give the first and second reading of Ordinance No. 1323.”

Dilmore read the Ordinance increasing indebtedness of the Borough of Avalon in the amount of a \$1,350,000 loan and a \$750,000 grant for the infrastructure improvements needed for separating its sanitary and storm sewers.

“To accept the first and second reading of Ordinance No. 1323.”

CARRIED

PUBLIC SAFETY: NO REPORT

STREETS:

Repp stated that everything is usual at this time. The equipment is in good working order and the crew is working to keep the streets clean. He also pointed out that the sites are ready for the leaf pickup and dumping and the Borough can now apply for a grant from the state.

PROPERTY: NO REPORT

Dilmore stated that the windows at the library are just about done. No other report at this time.

Repp asked about the air conditioning problem and solution for the Administration Office. Dilmore explained that the repair was actually easier than was originally thought. A fan belt was replaced and the air conditioning system is working fine.

Narcisi moved:

“To have the Borough reimburse the Fire Department for an extended warranty on the pick-up truck they purchased.”

It was agreed to at an earlier date that the Borough would reimburse the Fire Department for this warranty and because the cost is \$2,900 it has to be requisitioned through Council. Donnelly pointed out that Michalow's original order of requisition to be brought to Council was for any amount over \$5,000.00."

Narcisi moved:

"To remove his original motion for the Borough to reimburse the Fire Department for the extended warranty on their new pick-up truck but to submit the bill to the Borough."

HEALTH: NO REPORT

LIBRARY: NO REPORT

CORP/PLANNING:

Powell stated there will be a meeting on June 30th. Michalow explained that this will be the final meeting and the Board will have the plans finalized.

INTER-BORO:

Donnelly moved:

"To accept CDBG34 project on handicap ramps at the bid of price of \$15,450.00 by Palmeri Construction Company."

CARRIED

"To accept CDBG 34 project on the paving of the handicap pavilion parking lot at the bid price of \$41,240.00 by McElroy Paving Company."

CARRIED

Dilmore explained that they will be able to use some of the grant money to pay for the yellow lines that will need to be painted.

PARKS: NO REPORT

Narcisi pointed out that there were complaints about minors smoking at the Avalon swimming pool. Terry Benson, manager of the pool, stated that they are smoking in the allowed smoking area. Howie also pointed out that the law states that minors are not permitted to buy cigarettes but it does not say minors are not permitted to smoke them in designated areas.

Terry stated that if you forbid them to smoke, you must forbid all of the people at the pool from smoking. Dilmore stated that he will look into past procedure for this problem.

The Solicitor stated that he is uncomfortable trying to stop one group of smokers without a law in place to support it.

Terry Benson presented a list of activities she would like to have take place at the swimming pool. This will be published in the Citizen.

4th OF JULY:

Connie Rankin stated there will be a final meeting tonight, June 17th at 7:00 p.m. in the park for the July 4th celebration and fireworks.

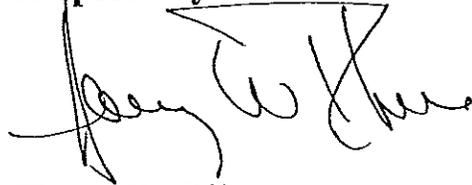
Michalow moved:

“To adjourn the meeting.”

CARRIED

The meeting adjourned at 9:15 p.m.

Respectfully submitted



Harry W. Dilmore
Manager