

**AVALON BOROUGH
REGULAR COUNCIL MEETING
JULY 21, 2009**

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

Roll Call: Cortese, Donnelly, Klicker, Michalow, Powell, Narcisi, Sefick and Wurst. Also present were Dilmore, Solicitor Canciello, and Bob Arnold. Absent: Mayor Haslett, Ed Repp and Inez Stauffer.

An Executive Session was held prior to the Regular Council Meeting concerning litigious matters. Borough Solicitor Canciello stated that the meeting was in compliance with the Sunshine Act.

Narcisi moved:

“To accept the Minutes of the Regular Council Meeting of June 16, 2009.”

CARRIED

COMMUNICATIONS:

- **Dilmore stated that he received a letter from First Niagara Bank stating that on September 8, 2009, the conversion from National City Bank to First Niagara will take place. They will keep us informed of the changes taking place. They have assigned a representative to meet during the month of August to make sure that all of our accounts are set.**
- **Letter received the Clean Water Action Group thanking Council for their support of Resolution NO. 1053, urging the Board of Health to implement the updates to the toxic air conditions.**
- **Received the new contract and certificates of Insurance from Pyrotechnico for the delayed 4th of July celebration and forwarded them to the Avalon Fire Department.**

VISITORS:

Jackie Yurkovich of Grandview Avenue asks if the Borough could plant some grass at the pool because of the dust and it will look better. She also stated that the sign on the steps looks better and she asked Dilmore about the boat. Dilmore stated that the hearing is set for Thursday and Jackie asked if she could attend. Dilmore stated that she is permitted to attend but he felt that she would be disappointed with the process. Tara Smith, the magistrate will hear the complaint and if requested, she may allow a continuance for the owner to move the boat. This could be another 30 days or more. He will attend the hearing and keep Council informed.

Jackie also wanted the Council to know that there are many people against merging the Avalon swimming pool with the Bellevue swimming pool.

She also stated there is still a problem with speeding at the pool. The Borough Solicitor, Canciello stated that a sign would not be enforceable but it could help to slow the drivers down. Klicker stated that if the police were there and saw driver speeding through area, they could stop them and cite them for endangering the welfare of others but not for speeding. Unfortunately, the Borough cannot afford to have a police officer on duty all day at the pool. Chief Howie said he would tell the officers to do a drive through and check on the situation.

Howie also noted that even if the officers stopped them for speeding, the officer allows up to 32 miles on a 25 mile speed zone. But he would tell the officers to keep a check on the situation.

Ken Azzarello from Bellevue thanked the Council for allowing the Bellevue North Boroughs use the field.

MAYOR:

NO REPORT

SECRETARY/MANAGER:

- **Dilmore stated that he is completing work on the Wet Weather project and closeout of payments and approvals for PENNVEST with the Borough contractor, Chester Engineering, to make sure the close out goes smoothly.**
- **Co-coordinated West Bellevue Road inspection and assignment of contractor and approval of both Municipalities I assigning costs and payment schedule.**

SOLICITOR:

NO REPORT

ENGINEERS REPORT:

SEE ATTACHED

Wurst moved:

“To authorize Chester Engineers to closeout the deficiency project subject to completion of contractor paperwork.”

CARRIED

Klicker stated that the Wet Weather project will not be completed in 2010 as anticipated.

Donnelly moved:

“To accept the bids on CD35 CD B6 projects California Avenue Park and 639 Florence Avenue Demolition project.

CARRIED

Bob Arnold stated that they are working with Wade - Trim on the shared sewer line. Wade Trim needs the funding.

Dilmore stated that there is some grant money and he is getting information on applying and working with Wade - Trim to get the needed money.

FINANCE:

Michalow moved:

“To have EBS of 181 Montour Run Road, Coraopolis, Pa. 16101 to install the capability to pay bills, tickets and permits online by credit and debit card on our website. The cost would be on the credit card but not Avalon Borough.”

CARRIED

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

CARRIED

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

CARRIED

“To accept the Finance Report as submitted.”

CARRIED

Michalow stated that he pulled July 2008’s Finance Report to show that Avalon Borough is doing better this year at the same time. Dilmore stated that because of the changes Michalow put in place, the Borough started 2009 in better financial shape and he has tried to continue his efforts throughout the year.

Michalow moved:

“To pay the List of Bills as submitted.”

CARRIED

SAFETY:

Narcisi moved:

“To hire three part-time police officers for the Avalon Police Department: John Villa of 815 Forest Green Drive, Moon Township, Pa, Joseph Krah of 9233 Cromwell Drive, McCandless Township, Pa., and Michael Dunker of 2907 Greenfield Road, Glenshaw, Pa. All hiring subject to acceptance with clearance and background check.”

CARRIED

It was decided to advertise in the local newspaper, The Citizen and the Pittsburgh Post Gazette.

INTER-BORO:

Donnelly moved:

“To appoint TALX as Avalon Borough’s representative with the Bureau of Unemployment Compensation in any matters relating to Avalon’s liability in unemployment compensation matters.”

CARRIED

Donnelly announced that the Joint Fall Conference will be held on October 1, 2009. There is a sign up sheet on the bulletin board in the Administrative office.

STREETS:

Sefick moved:

“To authorize the Borough secretary to file the concurring resolution with the department of economic development and the Quaker Valley Council of Governments (Proposal #MPD054) for the demolition of properties located at 202 California Avenue, 619 Norwood Avenue and 313 Fisk Avenue.”

CARRIED

Sefick moved:

“To accept the bid of Fleming-Walker Inc. to do repairs on West Bellevue Road as per order of ACHD. These costs to be split with Bellevue Borough at a cost of \$3,350.00.”

CARRIED

PROPERTY:

Sefick stated that the Fire Department has finished the repairs on the lights and the generator has been checked and in good order.

HEALTH:

Wurst announced that the Allegheny County Health Department will be treating the catch basins to combat mosquito breeding thus cutting the risk of West Nile Virus. The treatments are to begin on July 16, 2009. Residents can also help reduce the mosquito population by eliminating and treating mosquito breeding sites on their own property.

The Allegheny County Health Department announced that a proposed permit for the installation of a second new coke oven battery at the U.S. Steel Clairton Coke Works is available for public review and comment. Interested parties may attend the hearing or email or mail their comments until August 3, 2009 to aqpermits@achd.net or the Allegheny County Health Department, Air Quality Program, 301 39th Street, Pittsburgh, Pa. 15201.

He also stated that the Clean Air Act was tabled with no reason given.

PARKS:

Cortese announced that Liesl Klicker and her staff did a good job on the clean up at the pool after the last bad storm.

Councilman Klicker stated everyone agreed that it was a good gesture that Bellevue honored Avalon’s pool passes during the cleanup.

LIBRARY:

2
11/14/09

**AVALON BOROUGH
REGULAR COUNCIL MEETING
AUGUST 18, 2009**

The meeting opened at with a prayer and the pledge of allegiance led by Al Wurst.

Roll Call: Cortese, Donnelly, Klicker, Narcisi, Powell, Repp and Wurst. Also present were Dilmore, Solicitor Canciello, and Shawn Rosensteel and Judith Brogan. Absent: Mayor Haslett, Michalow, Sefick and Inez Stauffer.

There was no Executive Session held prior to the Regular Council Meeting.

Powell moved:

“To accept the Minutes of the Regular Council Meeting of July 21, 2009.”

**CARRIED
(Repp abstained)**

COMMUNICATIONS:

- Dilmore stated that he received a letter from Allegheny County on a phone call from G-20 organizers on local concerns for communities along Route 65. Let me know of any questions Council members may have concerning the G-20. There will be a telephone call next Thursday to address any concerns Council may have about the G-20 meeting.
- Letter from Alcosan concerning the September 12th Open House at the Alcosan plant. The public is invited to attend free of charge.
- Letter from PennVest along with Amortization Schedule for the payments which will begin on September 1, 2009. Council members have copies already.

- **Communication received from PFM which is the organization through PLGIT on acceptance of the loan package and paperwork which will be forthcoming. Everything will be forwarded to Solicitor Canciello and everything should be ready for the September 15, 2009 meeting.**

VISITORS:

Jackie Yurkovich of Grandview Avenue stated that the boat she has been complaining about has finally been moved. She also stated that there was once a joint committee to clean up Avalon. She also stated that there had been some discussion about a year ago to form a joint clean-up committee. She asked if Avalon could start something like this committee to help clean up the Borough.

She pointed out that some residents put their garbage out too early in violation of past Borough regulations. She noted that some residents leave it on the curb for a week or more and she wants to know why fines are not being issued. Dilmore explained that some residents do that when they move and often there is no forwarding address. She asked if the garbage cans have to be in the back of the homes and Dilmore stated that when the Borough started curbside pickup, people just left the cans near the front of the property.

Jackie also expressed concerns about abandoned cars. Are residents permitted to have cars without current stickers or plates? Chief Howie stated there is an officer who addresses this issue and suggested that she speak to Officer Colonello.

Jackie asked if a committee would eventually be formed to address some of the issues she raised and Klicker stated that past committee members were disgusted because they could not get the residents to attend meetings or get interested in the problems of the Borough.

Jackie also asked who owns the property from the steps to the first house on N. Birmingham Avenue. She is upset because the sidewalks are still not repaired. Dilmore stated that all of the mess will be gone within a week and the residents will be receiving a letter explaining that the Borough will fix the sidewalks this one time and after that it will be up to the residents to keep them in good repair. The owner of the area

she is questioning agreed to replace his sidewalks after the Borough completes their repairs.

She is also concerned about the merging of the Avalon and Bellevue swimming pools. She presented a petition signed by residents who use the pool. Liesl Klicker stated that there has not been a lot of interchanging between the pools and she doesn't see a problem.

Ed Klicker stated that he will go on record as being against any pool merger.

Repp stated that there is a trend to merge the smaller Boroughs and Municipalities for financial reasons.

Jackie stated that people no longer care about their property and that has to change. Donnelly disagreed stating that the owners who do let their property deteriorate really do let it go but there are others who take pride in their homes and work hard to keep them clean.

Another resident asked about the grass at the pool and Dilmore stated that they will be working on that area in the fall.

Holly Thompson asked when the Avalon Park was going to be cleaned and the equipment repaired or replaced. Dilmore explained that Grant money had already been marked for this project and he is waiting for the contract from DCED to begin the work. The park will be closed while the work is being done for safety reasons.

Klicker announced that there is a Girl Scout present observing local government in action. She did not wish to speak but was observing the process to report back to her Girl Scout Troop.

MAYOR:

NO REPORT

SECRETARY/MANAGER:

- Dilmore stated there is continued action on the paving project. There was a construction meeting and ass of yesterday, Monday,

August 17, 2009, the time schedule was reconstructed to allow Columbia Gas Company to complete some line installations and we now look to have all work completed by mid to late September.

- Continuing to wind – down the PennVest money and work. We're working with Chester Engineering and Ann Scott on the closeout for the funding and most of the paper work has been completed.**
- All aspects of the CD36 application for the year. Now waiting for County approval.**

SOLICITOR:

Canciello stated that Section 1190 for the Borough Code has been amended. This Section prohibits police officers and fire fighters from serving in the role as police officer or fire fighter while simultaneously serving on Council or any elected position. This also applies to Borough Managers. Klicker asked if the change applies to the Fire Marshall since our Fire Chief is also the Fire Marshall. Canciello stated that he will look into it and report at the next meeting in September.

Canciello also stated Commonwealth Court Judge, Rachelle Freeman, precluded the Office of Open Records from releasing the current home address of public employees. Section 708 of ACT already precludes the release of person's information such as Social Security numbers, Driver's License numbers, personal financial information, home telephone numbers, personal telephone numbers, personal e-mail addresses. The information in the act that pertains to personal addresses only lists lawful enforcement officers or judges. It is Canciello's opinion that it was an oversight on the legislator's part and this will have to be corrected in the spirit of protecting public employees.

ENGINEERS REPORT:

SEE ATTACHED

Finance:

Repp read the Finance Report for Michalow.

Repp moved:

“To accept the Finance Report as submitted.”

CARRIED

“To accept the Treasurer’s Report as submitted.

CARRIED

“To pay the List of Bills as submitted.”

CARRIED

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

CARRIED

STREETS:

Repp stated that everything is moving along with the vehicles and the leaf area site. The salt contract has been returned with a large increase from last year.

Some of the part time workers will be leaving at the end of the season.

No further report at this time.

SAFETY:

Narcisi moved:

“To accept the recommendations of the Safety Committee on the parking permits for the Avalon Elementary School area. This is Resolution No. 1054.”

CARRIED

“To approve a handicap parking space in the vicinity of 206 Harrison Avenue.”

When questioned, Chief Howie stated that he did not make any comments or recommendations on the request because it was too close to call and he let the Committee decide.

CARRIED

“To approve a handicap parking space at 202 Harrison Avenue.”

Donnelly noted that this property is situated on the corner and the sign should be placed on Orchard Avenue. Klicker asked if she wanted to amend the original motion.

Donnelly moved to approve a handicap parking sign at 202 Harrison Avenue and have the sign placed on Orchard Avenue.”

CARRIED

Narcisi stated there have been recent discussions about removing the handicap parking sign in the 600 block of California Avenue. The reason for this is because it was placed there when it was necessary but the need for the sign no longer exists and it would be a service to the community to remove it.

Narcisi moved:

“To remove the handicap parking sign in the 600 block of California Avenue.”

CARRIED

INTER-BOROUGH:

Donnelly moved:

“To approve attachment E of the CD36 Demolition application to Allegheny County Development.”

Repp asked Dilmore how much paper work it will take to complete the application. Dilmore stated that it will take one piece of paper. Repp restated the question to ask how long the whole procedure has taken to date. Dilmore stated it was started in April.

CARRIED

PROPERTY:

NO REPORT

CORP/PLANNING

Powell moved:

“To have the 1st and 2nd reading of Ordinance No. 1327 accepting the new zoning regulations proposed by the Tri-Boro’s Zoning Commission.”

CARRIED

“To have the 3rd and final reading of Ordinance No. 1327 accepting the new zoning regulations proposed by the Tri-Boro’s Zoning Commission.”

Mr. Dilmore read Ordinance No. 1327 and roll call vote was taken.

CARRIED

Repp stated that this is another instance of the Boroughs successfully working together.

PARKS:

Cortese introduced Liesl Klicker, pool manager, who gave the pool report. Liesl stated there were no major problems during the season and the questions concerning the merging of the Bellevue pool and the Avalon pool did not seem to be a major factor with most of the people at the pool.

The pool income has been slow due to the bad weather and the damage done by the heavy storm. The swimming lessons and the night swims have done well.

She also stated that beginning on August 24th, the pool will have reduced hours. The pool will open at noon and close at 6:00 p.m. Posters have been put in place. The reason for this is because most of the life-guards have gone back to school or are participating in school activities.

Donnelly stated that Liesl's report has been the best pool report in years and she looks forward to the final report which will include the sales of pool passes and the concession stand.

Council President, Ed Klicker, asked Liesl to include in her final report, the number of services and the type of services she offered at the pool this year. This will assist Council next year when hiring the pool manager. They can show the applicants what they will expect in the future since several services had not been offered in the past and seemed to be acceptable by the public.

LIBRARY:

Cortese moved to allot no more than \$7,500 to the Borough Solicitor to apply for the 501C non profit license for the library.

Canciello explained that in the past, when the Library had applied for the non profit status, they were refused because they receive money from the Borough. Establishing the Friends of the Library would allow the Library to accept donations from benefactors.

Klicker asked if there were any other questions. The motion was put to a vote and was

CARRIED

Cortese stated there will be changes made at the Library. He also stated the lights will be repaired on Monday at 8:30 a.m.

4th OF JULY:

Connie Rankin announced there will be a meeting on Thursday at 7:00 p.m. and everything seemed to be in place for the August 29th North Boroughs Fireworks Celebration.

Meeting adjourned at approximately 8:50 p.m.

Respectfully submitted

A handwritten signature in black ink, appearing to read "Harry W. Dilmore". The signature is fluid and cursive, with a large initial "H" and "D".

**Harry W. Dilmore
Manager**

REGULAR COUNCIL MEETING SEPTEMBER 15, 2009

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

Roll Call: Cortese, Donnelly, Klicker, Narcisi, Powell, Repp and Sefick. Also present were Dilmore, Solicitor Canciello, and Shawn Rosensteel and Judith Brogan. **Absent:** Mayor Haslett, Wurst, and Inez Stauffer.

There was no Executive Session held prior to the Regular Council Meeting.

A motion was made to accept the Minutes of the August 18, 2009 Council Meeting.

**CARRIED
(SEFICK ABSTAINED)**

COMMUNICATIONS:

- Dilmore stated that he received a letter from MRM on the 2010 renewal rates for Workers Compensation Pool. Report with risk factors and formula for calibrating the rates are included. The letter with rates are available in the Administrative office.
- Received copy of closing papers for PLGIT loan for paving project. The Solicitor has a copy and we are following his instructions as to how to proceed. A copy is in the Administrative office.
- Letter from Bank of New York/Mellon providing employees with online access for checking their pension contributions and the status of their account. The information will be distributed with the next pay check.
- Received letter from the North Suburban Chamber of Commerce on the Halloween parade which they have scheduled for Saturday, October 31, 2009 at 11:00 a.m. They are requesting use of

California Avenue Park and California Avenue for the parade. Request was forwarded to the Safety Committee.

- **Letter from Alcosan requesting information on the Sanitary Response plans. This was referred to Chester Engineers.**

VISITORS:

An unnamed visitor asked Council if it will be possible to make the practice field a non- smoking area. Cortese suggested that they assign a designated area the same as they do at the swimming pool. The area he suggests is near the gate or equipment room area. The visitor suggested that the area be at the creek but it was decided that it would be near the gate.

Jackie Yurkovich stated that the boat is gone from her street and her daughter is happy that she can get her bike out on the street again. She also asked if the apartment building owner/manager is fully responsible for the sidewalk area. Dilmore stated that the Borough workers will finish the clean up with back filling against the curb line with stone and dirt.

Jackie also asked when the committee can be formed and begin meeting concerning the clean up of the Borough. After some discussion, Narcisi and Jackie agreed that October 7, 2009 at 7:00 p.m. in the Municipal Building would be the first meeting.

Jackie asked if all of the Ordinances are up to date as far as enforcing any violations and fines for the residents who are violating the property codes. Dilmore stated that all of the Ordinances are still in effect.

There was a lengthy discussion about the residents in the neighborhood who are violating the regulations and the fines that can be levied and the procedure that needs to be followed.

Jackie also expressed concerns about the burning that is allowed in the Borough. Dilmore explained that permits are available at the Administrative Office but if burning is being done without the permit

there is a fine. But a complaint must be filed with the police or the fire department.

Jackie stated that the smoke and the smell bother her especially since she has health issues. Dilmore explained that the burning is limited to recreational burning in the area listed on the permit. Jackie stated that the fines are not being enforced but Dilmore again stated that a compliant must be filed and then a fine can be levied.

MAYOR:

NO REPORT

SECRETARY/MANAGER:

- Dilmore stated that the concluding work on the MMO Reports for both pension plans with Mockenhaupt Associates and will be submitted before the September 30, 2009 deadline.
- Completed the contract work with Cargill and the Quaker Valley Council of Governments. (QVCOG) on the new salt agreement for 2010.
- Continued work on both the wet weather project and the paving project. Hopefully the work is nearing the end.
- Attended three meetings with Penn Dot and the utility companies on the Ohio River Boulevard widening project. The project has to be done by May 15, 2010 and they will be working through the winter. The road is going to be a mess until the work is done.

SOLICITOR:

Canciello stated that the Borough is in the process of applying for the PLGIT loan and tonight there will be the first and second reading of the Ordinance authorizing the Borough to obtain the loan. A special meeting will be held on Tuesday, September 22 at 6:30 p.m. in the Council Chambers to have the third and final reading. He is expecting the loan process to be less paper work than the PennVest loan and the money should be available more quickly.

He also stated that his office will be closed next week on Thursday and Friday due to the G-20 summit being held in Pittsburgh and the problems they are expecting due to the past experiences with the protestors. Canciello will be available by cell phone in case of emergency.

ENGINEERS REPORT:

SEE ATTACHED

Sefick asked if the damage to the streets from the trucks will be repaired when the project is completed. Dilmore explained that most if not all of the damage has been done by Columbia Gas Company and he cannot promise a finish date for the repairs. Sefick stated that he and the neighbors want the roads repaired as soon as possible after the work is completed. He said there have been several companies on the street and he wants them all held accountable for the damage done.

Donnelly asked if a weight limit could be set for Semple Avenue after the work is completed to prevent future damage. There was some discussion as to possible remedies for the problems the residents are experiencing and what can be done after the work is completed. This will be addressed at a future meeting if necessary.

Finance:

Michalow announced that a memorandum will be sent to all Department heads and committee chairs announcing that all projections and wish lists for 2010 will be due on October 15, 2009. There will be two working sessions on November 5 and November 12 with a breakfast at 8:00 a.m.

Michalow moved:

“To have the Secretary give the 3rd and final reading of Ordinance No. 1327 accepting the Tri – Boro’s Joint Zoning Board recommendation.

Read by Dilmore:

“AN ORDINANCE OF THE BOROUGH OF AVALON, ALLEGHENY COUNTY, PENNSYLVANIA ENACTED TO ADOPT THE TRI-BOROUGH JOINT ZONING ORDINANCE, AS APPROVED BY THE STEERING COMMITTEE FOR THE BOROUGH OF AVALON, BEN AVON AND BELLEVUE, AND REPEALING ALL OTHER INCONSISTENT ORDINANCES.”

Klicker asked for a roll call vote which was 8-0 and the Ordinance was

CARRIED

Klicker congratulated Michalow on his work and the recognition for his work on the Tri – Boro Joint Zoning board.

Michalow moved:

“To hire Richard Canciello of Meyer Darragh Law Offices to serve as the Bond Council for the PLGIT loan for a fee not to exceed \$6,000.”

CARRIED

“To have the Secretary give the 1st and 2nd reading of Ordinance No. 1328.”

Read by Dilmore:

AUTHORIZING THE INCURRENCE OF NONELECTORAL DEBT OF BOROUGH OF AVALON, ALLEGHENY COUNTY, PENNSYLVANIA, BY THE ISSUANCE OF ITS \$780,000 PRINCIPAL AMOUNT OF GENERAL OBLIGATION NOTE, SERIES OF 2009, FOR THE PURPOSE OF PROVIDING FUNDS FOR AND TOWARDS CERTAIN CAPITAL PROJECTS, AUTHORIZING THE PREPARATION AND FILING OF A DEBT STATEMENT AND OTHER DOCUMENTATION; COVENANTING TO CREATE A SINKING FUND AND TO BUDGET, APPROPRIATE AND PAY DEBT SERVICE ON THE NOTE AND PLEDGING THE FULL FAITH, CRÈDIT AND TAXING POWER OF BOROUGH OF AVALON, ALLEGHENY COUNTY, PENNSYLVANIA, FOR THE

NOTE; SETTING FORTH SUBSTATANTIAL FORM OF THE NOTE; SETTING FORTH THE STATD PRINCIPAL AND INTEREST PAYMENT DATES, REDEMPTION PROVISIONS, PLACE OF PAYMENT AND OTHER DETILS OF THE NOTE, PROVIDING FOR THE SALE OF THE NOTE AT PRIVATE SALL BY NEGOTIAATION AND AACCEPTING A PROPOSAL FOR THE PURCHASE OF TH ENOTE; APPOINTING A LOAN PAYING AGENT AND SINKING FUND DEPOSITORY; AND AUTHORIZING OTHER NECESSARY ACTION.

After a roll call vote the motion was....

CARRIED

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

CARRIED

“To accept the Finance Report be accepted as submitted.”

Michalow stated that even though there are major bills coming up for payment the Borough is still in the black. The motion was then...

CARRIED

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

CARRIED

“To pay the List of Bills as submitted.”

CARRIED

Repp asked Dilmore about the transition from National City Bank to First Niagara Bank. Dilmore stated that he was disappointed with the new bank because they did not send a representative to the office to discuss the accounts and the coming changes. They changed some of the account numbers and the routing number. Dilmore also discussed the advantages of direct deposit and the motion that will be put on the floor

at this meeting. He stated that even though it was not discussed at the Finance meeting, he put it on the agenda for a motion to be made.

SAFETY

Narcisi moved to approve the request of the North Suburban Chamber of Commerce and permit the use of California Avenue on October 31, 2009, beginning at 11:00 a.m. for the annual parade.”

CARRIED

“To appoint Cindy Bujalski of 917 Howden Street as coordinator of the “Safety Kids” program with Avalon Borough and Northgate School District.”

CARRIED

Klicker explained that the program encompasses the Danger Stranger program.

“To authorize the secretary to contact the Civil Service Commission for hiring a full time patrolman.”

CARRIED

Klicker asked if all three seats of the Civil Service Commission are filled. Dilmore stated that they are filled at this time.

“To celebrate Halloween on the original date of October 31st from 6:00 p.m. to 8:00 p.m.”

CARRIED

STREETS:

Repp moved

“To accept the resignation of David Amend from the Department of Public Works.”

CARRIED

“To have the secretary advertise for a full time employee for the Department of Public Works.”

CARRIED

“To accept and enter into an agreement with Cargill Inc. for salt for the 2009-10 season at \$52.75 per ton.”

CARRIED

Repp asked Dilmore if this is a significant increase in cost from last season and Dilmore stated that it is approximately \$9.00 per ton more this year.

Repp asked if the October 15, 2009 date will be good for Keith to attend the budget meeting to discuss the leaf machine. He was told it would be confirmed with Edgeworth.

Dilmore explained that Sewickley has offered to sell their unused leaf machine to Avalon at a reasonable rate and he will be looking into that option with Keith and report back to Council.

PROPERTY:

NO REPORT

HEALTH:

NO REPORT

CORP/PLANNING:

NO REPORT

INTER-BOROUGH:

Donnelly moved:

“To have Mr. Dilmore as delegate and Ed Klicker as alternate to the ‘EIT’ board of advisors.”

Donnelly explained that EIT stands for Earned Income Tax.

Klicker explained that this is the Board that was created to direct how the EIT tax will be collected in the future.

Repp asked when this will go into effect and Dilmore stated that although it will not go into effect until 2012, the board has to be established now in order to be ready for the changes. The next meeting is scheduled for September 15, 2009.

Repp asked what will be required of the delegate and Dilmore explained that at this time the only requirement is to attend the meeting. Dilmore stated that they are hoping that the new Tax Collector will attend future meetings. The current Tax Collector does not want to attend the meetings at this time because she will not be in office when the changes go into effect.

The motion was....

CARRIED

“To permit the Borough Manager to attend the Wet Weather Sewer Conference at the Convention Center at a cost of \$65.00.”

CARRIED

“To approve the motion to have all employees use Direct Deposit for payroll beginning with the October 7’ 2009 pay. This would exclude temporary employees who will be leaving at he end of the year and any employee who does not currently have a checking account.”

Dilmore explained that there are Council people who will not be on Council next year. Also, the temporary employees are usually too young and only do seasonal work.

Donnelly stated that she will be attending the Quaker Valley Council of Governments (QVCOG) meeting on October 8, 2009. If Council members have any questions for her to take to the meeting please give them to her as soon as possible.

PARKS:

NO REPORT

LIBRARY:

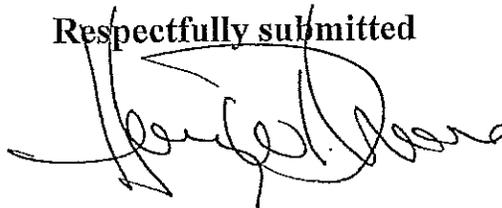
Cortese stated that he is still waiting for the electrician to complete the work at the Library but he has no other report.

4th of JULY/FESTIVAL

Connie gave a brief report on the August 29, 2009 meeting. She stated that the Committee expects to be back on track for next year.

The meeting adjourned at 8:39 p.m.

Respectfully submitted

A handwritten signature in black ink, appearing to read "Harry W. Dilmore", written over the typed name below.

Harry W. Dilmore

REGULAR COUNCIL MEETING OCTOBER 20, 2009

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

Roll Call: Cortese, Klicker, Michalow, Narcisi, Powell, Repp, Sefick and Wurst. Also present were Dilmore, Solicitor Canciello, Rob Arnold and Judith Brogan. Absent: Mayor Haslett, and Inez Stauffer and Vickie Donnelly.

There was no Executive Session held prior to the Regular Council Meeting.

Powell moved to accept the Minutes of the September 15, 2009 Council Meeting.

CARRIED

COMMUNICATIONS:

- Dilmore stated that the EIT Board is scheduled to meet on November 14, 2009 at Community College of Allegheny County (CCAC) North Campus to start the process of the new taxing board. The board will be empowered to create bylaws, collection procedures and voting structure, beginning in 2012.**
- Received letter from Ben Avon Heights requesting Avalon DPW do the ONE CALLS for Ben Avon Heights. Motion to go to Council.**
- Letter from AC on joining the County Energy Program to reduce energy use and improve efficiency. Motion to go to Council.**
- Communication from Mochenhaupt Benefits Group presenting the 2010 MMO report for acceptance by Council.**
- Letter from Penn Dot on 2009/10 snow and salt services on state roads within the Borough. Check received today, October 20, 2009.**

The Borough is in the last year of that contract and it will be evaluated at a later date.

- **Contacted by Frank J. Zottola Construction alerting the Borough of the Route 65 widening project and standing dates of construction. They already started taking the trees down.**

VISITORS:

Mrs. Dominytus of the Avalon Arms Apartments asked if any decision has been made about planting grass around the pool.

She also complained about adults smoking "pot" at the pool. She asked if there is a sign indicating the designated smoking area and police chief, Howie stated there is not sign at this time but they were going to take care of it for next season. Klicker and Howie stated that smoking "pot" or marijuana is illegal anywhere at any time.

Tom Motta of 901 Jackman Avenue asked about the status of the damaged fire hydrant at the corner of Jackman and Elizabeth Avenues. Dilmore explained that West View Water had to replace the collar and the insurance agent for the vehicle involved has been in touch with him and it will be repaired as soon as possible. The company is based in Wisconsin but they have a local agent who is working with the Borough. The estimated cost for the repairs is \$160,000.

Mr. Motta complained about the trucks using Elizabeth Avenue because there are no signs indicating that it is a residential area with a weight limit.

Klicker stated that they will look into having new street signs installed. Howie stated that the GPX systems that the truck drivers are using have the wrong information in them and that is what needs to be corrected.

Ann Macrella of 1015 Jackman Avenue expressed concerns about the handicap slopes at the corners. She said that the slope is too steep and anyone using a wheelchair cannot get up it without help. She stated that the one in question is at least 6 to 8 inches which is too steep.

Rob Arnold of Chester Engineers will look into the problem to determine if it is actually out of line and make his recommendations.

Jackie Yurkovich of Grandview Avenue thanked Council for the work being done on Grandview Avenue. She asked why there is gravel on the sides of the road and was told it is there to keep people from parking on the lip of the road and it works as a drainage system so water cannot get under the road and cause damage. Parkers can park on the gravel but not on the lip of the road.

Jackie asked if there is enough money from the grant for the steps to be done and Dilmore stated that the money that is available will be used for the bricks to be put in place.

Dilmore stated that the tax increase was for the step project next year, but the money from the grant is to be used for the completion of the street projects.

Michalow stated that the budget has not allowed the steps or the paving to be done before this but he guaranteed her and the other residents that now that the money has been made available the projects will be completed and any money available will be used to work on the steps.

Jackie stated that she called Columbia Gas Company about the damage their work did and asked when the grass was going to be replanted. She was told that the truck with the dirt and seed was in New Kensington. She also asked when the sidewalks would be repaired and the operator told her that he didn't know anything about it. Dilmore stated that he is dealing with the local workers and the sidewalks will be done.

Pamela Rich of Sewickley asked about the work at the top of Alley C parents live. Solicitor Canciello introduced the Crew foreman, Keith Lorey who stated that they went as far as they could with the money that was available. They did the worse part of the road and they will continue when money is made available.

Pamela Rich stated that the section where her parents live was not done and other areas were done and she wants to know why it was done that way. She read the information she obtained on line about pot holes. She explained how they are formed and why. Keith Lorey stated that

they were out of money and she wanted to know what all has been done with the money, specifically which streets/alleys were patched and which were paved.

She stated that it was published in the newspaper that it was going to be done completely and she questioned why it was not done according to the report in the newspaper. Dilmore stated that it was not published in any newspaper and they have done all they could with the money and equipment available.

Klicker asked Dilmore what was actually done on Alley C and Dilmore stated that the area was weed whacked and the usual Alley maintenance and Klicker asked what type of patch was used on that section of Alley C and Dilmore stated that the crew had to use cold patch because they did not have the patch machine available to them.

Klicker asked what was used on Alley C and Dilmore stated that it was just patching. Ms. Rich stated that Dilmore was lying and the engineer, Rob Arnold stated that Dilmore was correct.

Ms. Rich stated that Alley C provides the only access for her mother to enter her home located at 320 Cleveland Avenue. She also stated that the reason that is the only access to her parent's home is because her mother was denied a handicap parking sign at which time Solicitor Canciello ended the conversation stating that the matter is in litigation and cannot be discussed any further.

MAYOR:

NO REPORT

SECRETARY/MANAGER:

- Dilmore stated that he is working on the final steps of the PennVest closeout. Ann Scott from Chester Engineers is coordinating the paper work with Harrisburg and we hope to have everything completed for the end of the year budget process.

- **Started work on the 2010 Budget and preparing packets for Department Heads and Council persons which is to begin on November 5, 2009.**
- **Did walk thru and punch list for the items for the paving project. We addressed all of the resident complaints that were phoned in or turned in to the Borough. The contractor has been efficient in responding to complaints and getting things done while weather is good. The Department of Public Works has been working on backfilling new road surfaces.**
- **Work on the California Avenue Park will start soon. The playground will be closed during construction. The equipment is in and scheduling is being worked out and all parties will be contacted about the closing and the length of time that the park will be closed.**
- **Preparing all paperwork for the end of the year reports and filings: the MMO's, Auditor scheduling and reporting and the final 2009 movement of monies for the Bond payment are all looming and work for the tax collector transition should start soon.**
- **Completed liability review on all Borough owned property, parks, and playground equipment for PIRMA. The report was very favorable with only minor corrections which were sent to the Department heads.**
- **Election Day is November 3rd at the Borough Hall from 7:00 a.m. to 8:00 p.m.**

SOLICITOR:

Canciello stated the closing date for the loan has been set for October 22 and the money will be wired transferred to Avalon Borough.

ENGINEERS REPORT:

SEE ATTACHED

Finance:

Michalow stated that Dilmore had already affirmed that the second Bond payment is due and although it looks like the Borough is in the "black" the bond payment and payroll periods will make it a close call. However, it will be a good year for Avalon.

He also affirmed the dates for the Budget Meetings. They are November 5, 12, and 21st.

Michalow announced that there will be a Dumpster Day which is tentatively set for November 14, 2009. More information will follow and an announcement will be published in the Citizen.

Michalow moved:

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

CARRIED

"To accept the Finance Report be accepted as submitted."

CARRIED

"To accept the Treasurer's Report as submitted."

CARRIED

"To pay the List of Bills as submitted."

CARRIED

Michalow thanked everyone who helped with the Oktoberfest.

SAFETY

Narcisi move:

“To hire Keith Krauss of 142 View Street, Oakmont, Pa. as a part time police officer with the Avalon Police Department.”

CARRIED

“To hire Kevin Mikulan of 7356 Perrysville Avenue, Pittsburgh, Pa. 15202 as a part time police officer with the Avalon Police Department.

CARRIED

“To hire John Dolan of 2474 Royal View Drive, Allison Park, Pa. as a part time police officer with the Avalon Police Department.”

CARRIED

“To donate unused light bars to Northwest EMS for use on their vehicles.”

CARRIED

“To accept the bid of Keystone Fire Apparatus for Twelve (12) sets if fireman’s bunker gear at a cost of \$16,740.00.”

CARRIED

There was some discussion between Michalow and Narcisi about bidding out the big ticket items. Michalow stated that anything over \$10,000 should be bid out to get the best price.

Narcisi stated the Quality of Life meeting went well with approximately 25 people sharing their ideas. There will be another meeting on November 9 and Narcisi said if any one wants to attend, their ideas will be welcome.

STREETS:

Repp moved

“To accept the salt bid and snow removal contract with Ben Avon Heights Borough for the 2009/2010 season.”

CARRIED

“To purchase cover assembly from TEK Supply for a salt building at a cost of \$8,454.82”

CARRIED

“To purchase the “Pony Wall” section of the salt building from Intex Co. at a cost of \$7,200.00”

CARRIED

Repp explained that the building is to house the salt during the winter. Powell asked about the warranty and Repp stated that it will have a 15 year warranty.

PROPERTY:

Sefick moved:

“To hire Marshall Elevator Company to test the hydraulic elevator at the Avalon Library and provide certification of testing to proper state agencies at a cost of \$573.00.”

CARRIED

“To grant permission to the Trinity Church to use the Avalon Municipal parking lot on October 31, 2009 for their fall festival.”

CARRIED

HEALTH:

Wurst reported that the Health Department sent a memo reminding residents to check their furnaces for carbon monoxide.

CORP/PLANNING:

NO REPORT

INTER-BOROUGH:

NO REPORT

PARKS:

NO REPORT

LIBRARY:

Cortese moved:

“To put Ellen Gamble on the Library Board to replace Lisa Sefick who has tendered her resignation due to prior commitments.”

CARRIED

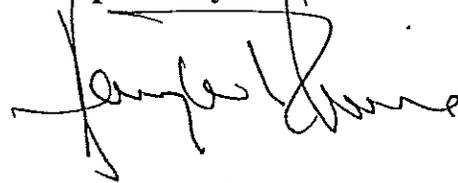
Klicker asked what the term of office will be for Ellen and Cortese stated it will be for the remainder of Lisa’s term.

4th of JULY/FESTIVAL

NO REPORT

The meeting adjourned at 8:39 p.m.

Respectfully submitted

A handwritten signature in black ink, appearing to read "Harry W. Dilmore", written in a cursive style.

Harry W. Dilmore

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REGULAR COUNCIL MEETING NOVEMBER 17, 2009

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

Roll Call: Cortese, Donnelly, Klicker, Michalow, Narcisi, Powell, Repp, Sefick and Wurst. Also present were Dilmore, Solicitor Canciello, Shawn Rosensteel and Judith Brogan. **Absent:** Mayor Haslett, and Inez Stauffer.

There was no Executive Session held prior to the Regular Council Meeting.

Michalow moved to accept the Minutes of the October 20, 2009 Council Meeting.

**CARRIED
(Donnelly abstained)**

COMMUNICATIONS:

- Dilmore received a letter from ALCOSAN setting the 2010 basic service charge rates. Letter was referred to the Health and Sanitation Committee.
- On Wednesday, November 18, 2009 an open house will be convened at the Borough Municipal Building from 7:00 to 9:00 p.m. There will be a formal presentation, public comment and information stations on the future of the Consent Decree.
- Letter from Mockenhaupt Benefits Group on the new registration SB 369 amending the "Killed in Service Benefit. Information was received and delivered to all eligible officers.

VISITORS:

Jackie Yurkovich of Grandview Avenue, stated that the utility company, specifically Columbia Gas, repaired her and her neighbors' sidewalks and she thanked Harry Dilmore, Borough Manager, for his help in getting that done.

VISITORS:

Jeff Marous of 320 California Avenue asked about leaf clean-up in the borough and Dilmore explained that the Street Crew will continue to pick-up the bagged leaves on Mondays and Fridays and the leaves that are swept in the street will be picked on the regular street cleaning days.

Mr. Marous asked if the house at 214 Cleveland Avenue has been condemned since there is a posting on the door of the property. Dilmore explained that the house has been condemned and the Borough is waiting to hear from Allegheny County. Donnelly asked about tearing the house down and Dilmore explained that the Estate of the owner has been paying the taxes and there was nothing the Borough could do as long the taxes were paid but now that the Estate is running out of funds to pay the taxes and keep the property maintained the Borough can step in and demolish the house based on the condition of the property, utilities being turned off and liens against the property for code violations. When that happens, the Borough can step in and use grant money from the CDBG 36 Grant to demolish the house which he thinks will be in the spring of 2010.

MAYOR:

NO REPORT

SECRETARY/MANAGER:

- Dilmore stated that work is continuing on the 2010 Budget. The final meeting will be on Saturday, 21st at 8:00 a.m. in the Council Chambers of the Municipal Building.**
- Finalizing paperwork on the PENN VEST loan and the PLGIT loan for the past summer work projects. Everything should be completed soon.**
- California Avenue Park project is scheduled to start soon. Dilmore met with the contractor and he was told that final preparations are being made to begin work on December 1, 2009. The park will be closed for two weeks and the area will be fenced off. Letters will be sent to the day care centers and the school.**

- **Met with the Census 2010 people today. They are interested in setting up a Census Station in the Borough Building. They will be meeting with the Finance Committee to discuss sharing the Mayor's office with State Representative, Dan Deasy, who currently has an agent here two days a week. Fred Terling of Dan Deasy's office stated they have no problem sharing the space with the Census Bureau.**
- **There will be a Wet Weather meeting in the Council Chambers on Friday, October 21st from 7:00 to 9:00 p.m.**

SOLICITOR:

NO REPORT

ENGINEERS REPORT:

After reading his report Shawn answered questions from Council members. Klicker asked if Chester Engineering should be asking for a different type of report from Verizon for Union Avenue other than the Storm Water Report. Dilmore stated that he received a call from Art Gazdik hoping to set up a meeting and come up with a plan to keep Wade Trim from putting more water into the catch basin where Avalon and Ross are trying to eliminate it.

On the issue concerning replacing bricks with asphalt on Jackman to Ohio River Boulevard, Klicker asked about replacing bricks with asphalt and making the street the way it was before the truck destroyed the fire hydrant and surrounding area.

Shawn stated that the road will not withstand winter the way it is now and work needs to be done until it can be done right in the spring. At that time all of the asphalt will be removed and the repairs will be done right. Donnelly asked about water getting under the bricks and Shawn stated that Tri State Maintenance will be checking the sewers to make sure there are no breaks from this accident before permanent work is done.

Powell asked if the road will be closed during this time and Dilmore stated that they will coordinate with the construction of the widening of the Boulevard. There will be an interruption in the bus service when work is being done and Penn Dot will work with the borough and the contractors.

SEE ATTACHED FOR FULL ENGINEERS REPORT

Finance:

Michalow stated that even though the Borough is “on track” with the finances, there are payrolls and other expenses to be met before the end of the year. He stated that although the sewer surcharge fund is \$43,000 in the red, it will be okay because the PLGIT loan was received but is not reconciled

Michalow stated that the budget items are “wishes” not fact yet and it will be the Council’s responsibility to cut and mend where the budget as necessary.

He asked Solicitor Canciello to look at the sewer surcharge sunset law so they can work on it next month.

Michalow stated that although not all of the boroughs or municipalities had to have a surcharge on their sewage bill, Avalon is the first to complete the sewer work and will be the first to remove the surcharge. He estimates that it should be removed within 4 to 4.5 years.

Michalow moved:

“To accept the Finance Report as submitted.”

CARRIED

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

CARRIED

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

CARRIED

“To pay the List of Bills as submitted.”

CARRIED

“To hire Holly Ridge Web Design of 303 Holly Ridge Drive, Glenshaw , Pa. as the Borough web site designer.”

Narcisi asked how Holly Ridge was contacted because he does not remember this being discussed at any of the other meetings. Klicker confirmed with Dilmore that someone from Holly Hill contacted the Borough. Dilmore stated that the cost is \$300.00 to get started and \$9.00 per month and because the Borough is so far behind in getting the web site on line it is necessary to get it started as soon as possible.

The motion was:

CARRIED

“To pay the Commonwealth of Pennsylvania \$3,758.00 for the Borough Employee Pension Fund.”

CARRIED

“To pay the Commonwealth of Pennsylvania \$7,129.00 for the Police Pension Fund.”

CARRIED

“To hire Cindy Bujalski of 917 Howden Street, as a temporary part-time clerk in the Tax office.”

CARRIED

Michalow reported that Dumpster Day was successful. There were 22 teenage volunteers and 8 adults. They made 11 pickups and filled 3 dumpsters. He also recommended that there should be only one (1) dumpster day in the future. He suggested that it be in the fall as opposed to spring because it is easier to get volunteers in the fall. The students have too much going on in the spring and November seems to be perfect because football season is over and the holidays are still a few weeks away.

SAFETY

Narcisi stated that there were 23 Resumes received for the Police position. He was pleased to have received so many.

Narcisi move:

“To approve a handicap parking space in the vicinity of 940 Clive Street.”

Klicker stated there is already one sign on the street and there is parking on only one side of Clive Street. The other side has a lot of driveways. This limits parking and although he is not questioning the need for the sign, he feels it will just cause more hassle for the residents who have to deal with the current parking situation as it exists now. Keith Lorey, Crew Foreman, stated that there are two (2) handicap parking signs on Clive Street.

Narcissi asked what happens when a sign or space is no longer needed. Klicker stated there is not a procedure in place at this time, but what usually happens when a resident dies or moves the neighbor's call the Borough and have the sign removed so they can use the space.

Narcisi asked if there is a list of names and streets where the signs are currently in place. Dilmore stated that there is a map marking the spaces and he is sure police chief Howie has a list of names and or addresses.

After all discussion was completed the motion was...

NOT CARRIED

Narcisi announced there will be a Quality of Life meeting on Thursday, November 19th at 7:00 p.m. in the Council Chambers.

STREETS:

Repp stated that the leaf machine is “up and running.” He thanked Michalow and Keith Lorey for making the Dumpster Day a success.

He stated that the salt building is almost complete and the borough can purchase salt and keep it dry.

Repp suggested that the Borough should re-advertise for a full time street crew employee with more specific qualifications. Those qualifications being welding and/or small engine repair. Keith Lorey stated David Amend had those skills but none of the other employees can do that work

except Keith and he is too busy with other issues to handle the full load alone.

Sefick stated that it would be a different job than the one previously advertised.

Narcisi asked if it would be possible to find an applicant with those skills among the applications already received. Keith Lorey stated that he did not see any applications with those skills listed.

Narcisi suggested that the current applicants should be interviewed and asked if they have those skills before a new ad is published.

Repp moved

“To publish another ad for the same position with welding and small engine repair experience preferred but not required.”

Keith Lorey asked if he can prefer to hire someone closer to the Borough since it is no longer in the contract requiring them to hire from any area. He feels it is better to have an employee who can actually get to work when called out for an emergency such as snow removal or other emergencies at off peak times.

After further discussion, it was determined that if the contract does not require it the Borough can hire locally.

A vote was taken and the motion was...

CARRIED

5 AYES, 2 NAYS AND 1 ABSTAINED

PROPERTY:

NO REPORT

HEALTH:

Wurst moved

“To set the 2010 Alcosan Sewer Rates at \$4.04 per 1000 gallons plus a customer service charge of \$8.48 per bill, effective January 1, 2010.”

CARRIED

DONNELLY VOTED NO

CORP/PLANNING:

NO REPORT

INTER-BOROUGH:

Donnelly stated there will be a COG meeting at 7:30 p.m. in Sewickley on Wednesday, October 18, 2009.

The Allegheny County Borough Association will again be collecting new toys, games or donations of money. All donations should be dropped off at the Municipal Building by November 23, 2009.

The Allegheny County Boroughs Association will host a General Membership meeting on Thursday, December 3, 2009 at the Churchill Valley Country Club beginning at 6:00 p.m. Deadline for reservations is November 23, 2009.

Donnelly moved to accept the resignation of Robert Powell from the North Boro’s Joint Planning Commission.

Klicker asked if Powell would stay on the Commission until the end of the year and Powell stated that he will be staying until December 31, 2009 at which time his resignation will go into effect.

A vote was taken and the motion was ...

CARRIED

Donnelly moved to appoint herself as the delegate to attend the Allegheny County Boroughs Association Meeting with Ed Repp as the alternate.

CARRIED

PARKS:

NO REPORT

LIBRARY:

Cortese announced that Mrs. Cooper resigned from the Library Board. He stated that he had no replacement at this time and he will address this issue at the next meeting.

Yurkovich asked if there will be a swimming pool report this year. Cortese stated that he will present it at the next meeting.

4th of JULY/FESTIVAL

NO REPORT

The meeting adjourned at 8:49 p.m.

Respectfully submitted

A handwritten signature in black ink, appearing to read "Harry W. Dilmore", written in a cursive style.

Harry W. Dilmore

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**REGULAR COUNCIL MEETING
DECEMBER 15, 2009**

The meeting opened at approximately 7:45 p.m. with a prayer and the pledge of allegiance led by Mayor Haslett.

Roll Call: Cortese, Klicker, Michalow, Narcisi, Powell, Repp, Sefick and Wurst. Also present were Mayor Haslett, Dilmore, Solicitor Canciello, Shawn Rosensteel and Judith Brogan. **Absent:** Donnelly and Inez Stauffer.

There was no Executive Session held prior to the Regular Council Meeting.

Michalow moved to accept the Minutes of the November 17, 2009 Regular Council Meeting.

CARRIED

COMMUNICATIONS:

- Bill Farianc of Holly Ridge Web Designs is present this evening to discuss the web-site and e-mail addresses for Council persons. If you have any questions, please see Bill.
- Letter received from Teamsters Local #249 on the hiring of another DPW full time employee. Letter forwarded to Solicitor.
- Letter from ACBA on placing an ad in the 2010 Banquet Program. Letter forwarded to Inter-Boro Committee.
- Letter from Matt Drozd on meeting with local officials. Copies sent to Council.

VISITORS:

Jackie Yurkovich of Grandview Avenue stated that the American Legion Post on S. Home Avenue needs a light at the end of their driveway. The one they have is not strong enough and the Legion cannot afford to install anything bigger at this time. She wants to know if Duquesne Light can do anything to correct the problem.

Dilmore stated that she can contact Duquesne Light through him and he will look into the matter.

MAYOR:

NO REPORT

Mayor Haslett apologized for missing meetings because of his job. He expects to be on schedule again for the 2010 meetings.

SECRETARY/MANAGER:

- **Dilmore stated that he is continuing to work on the new web site and hopes it will be ready soon. Dilmore stated that Lorraine Makatura has done a terrific job in just a few days, putting together the information for Bill to put on the web site. She looked at the web sites of other communities and came up with ideas of her own. There is a brief history of Avalon and e-mail addresses for each Council person. She also passed out an information sheet for the Thursday meeting and he will give copies to each Council person tonight. She will continue to work with Bill to keep the web site updated and accurate.**
- **Putting together the end of the year budget and financial stuff for the auditors. He spoke with them and they will be in the office next week to start the audit and then will return in February to complete the audit.**
- **Dilmore is in receipt of the 2005/2007 Liquid Fuels report from the Auditor General's office. The report is on display at the Municipal Building.**

SOLICITOR:

Canciello announced that Ordinance No. 1302 set the Sewage Surcharge fee to expire on March 21, 2011. But because of the increases set by Alcosan there is a need for a new ordinance to extend it. Therefore there will be a First and Second reading tonight of Ordinance NO. 1329. The third and final reading will be the advertising of this Ordinance in the Citizen Newspaper. If passed, this Ordinance will extend the expiration of the Sewer Surcharge to March 16, 2014.

Canciello stated that District Attorney Zappalla set new rules for the use of tazers. He convened a "working group" who recommended certain items be listed in the policy. Avalon Borough already has a policy in place which was worked on thoroughly but it would be a good idea to follow some of the guidelines set forth by this working group.

Some of the ideas are common sense such as never using a tazer on a pregnant woman or on a sick person.

Narcisi asked if it would be better to have a policy in place or not have one in place. He stated that in case of a law suit, would it be a good idea to have a policy that might hurt the Borough. Canciello stated that having a policy in place for the police to follow would definitely help the Borough in the event of a lawsuit providing that the policy was followed. It would support the Borough if the policy was in place. A person making a claim would have to show that the policy was not adhered in order to make a claim.

The Borough is following guidelines for tazer use that have been set across the country.

Klicker stated that the more you narrow the field the more chances there will be for lawsuits.

ENGINEERS REPORT:

SEE ATTACHED

Repp stated that it is his opinion that Avalon is paying more than they should because of the water runoff issue.

Dilmore stated that he received a call from the Health Department about the status of the West Bellevue Road. He will set up a meeting with Wade Trim and Bellevue Borough after the holidays and he will check on the available funding. Dilmore stated that he sent a letter to the Health Department about four months ago but he thinks they may be losing patience with the project. Dilmore will set up a meeting with Bellevue to make sure that services are not being duplicated and he will also meet with the contractor, A. Folino to see what else can be done to expedite the project.

Repp asked about the Elizabeth Avenue project. Dilmore stated that the contractor did the work and the Borough will use their unit pricing to continue with the repairs. They have to replace bricks, put in binding and basically do a temporary repair job to get through the winter. He will be in touch with the contractor to get the schedule so "No Parking" signs can be put in place because Route 65 to Jackman Avenue will be closed during the work.

Finance:

Michalow stated that the Borough is in the black at this time but there is a large bill to be paid and one more payroll for the year. He praised the Fire Department for closing 30% under budget for the year, Keith Lorey of the DPW for bringing in money through the salt contract and Harry Dilmore for his diligence to find grant money. He also stated that the police department was accurate in their ticket intake for the year.

He stated that it has been a good year financially and the Borough is in the black for the first time in a long time.

Michalow moved to have the Secretary give the first and second reading of Ordinance NO. 1329 extending the sewer surcharge to 2014.

CARRIED

Dilmore read the Ordinance as follows:

"AN ORDINANCE OF THE BOROUGH OF AVALON, A BOROUGH CODE MUNICIPALITY, AMENDING SECTION 8 OF ORDINANCE NO. 1302 BY PROVIDING AN EXTENSION OF THE SANITARY

SEWER SURCHARGE FEE FROM MARCH 21, 2011 UNTIL MARCH 16, 20014 AND PROVIDING FOR THE IMPOSITION OF A SANITARY SEWER SURCHARGE FEE; IDENTIFYING AND ESTABLISHING THE USES OF THE MONEY ACCUMULATING FROM SUCH FEES; PROVIDING FOR THE ENFORCEMENT OF THE ORDINANCE, AND FOR FINES AND PENALTIES FOR THE VIOLATIONS THEREOF.”

There was a roll call vote and the motion to pass the first and second vote of Ordinance No. 1329 was

CARRIED

Michalow moved

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

CARRIED

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

CARRIED

“To accept the Finance Report as submitted.”

CARRIED

“To pay the List of Bills as submitted.”

CARRIED

At his time Michalow announced that it has been a pleasure working with the Council in the past years.

Narcisi stated that he hopes that Michalow would be available in the future to volunteer his talents in the future. Michalow thanked him and stated that he will make himself available when possible. He again stated that he has enjoyed working with the Council and serving the Borough.

SAFETY:

NO REPORT

STREETS:

Repp stated that the DPW crew and the administrative office put the cover on the new salt building. He also stated that the equipment is in good working order at this time.

PROPERTY:

Sefick noted that the Guardian System at the Library was updated. He also asked Dilmore if he was still interviewing cleaning companies for the Municipal Building and the Library. Dilmore stated that he is still interviewing at this time.

HEALTH:

NO REPORT

CORP/PLANNING:

Repp moved

“To place an ad in the 2010 Allegheny County Boroughs Association program at a cost not to exceed \$250.00.”

CARRIED

LIBRARY:

Cortese moved

“To permit the Bellevue –Avalon Baseball Association (BABA) to use Council Chambers on Sunday, January 24, 2010 and on February 21, 2010 for their 2010 registration.”

CARRIED

“To appoint the following members to “Friends of the Library” committee which is the 501-C who will determine to accept and disperse library donations:”

- **David Mayernik, Harry J. Dilmore, Edward Klicker, Ron Franke and Rich McMonagle.”**

CARRIED

“To appoint the following persons to the Library Board:

- **Cindy Bujalski
917 Howden Street
Avalon, Pa. 15202 3 year term**
- **Hollie Thompson
921 Jackman Avenue
Avalon, Pa. 15202 1 year term**
- **Mike Packard
714 Sylvan Avenue
Avalon, Pa. 15202 2 year term”**

CARRIED

“To nominate Ellen Gamble of 1 Marie Avenue, Avalon to the Library Board for a three (3) year term.”

CARRIED

“To approve the By-laws of the Avalon Public Library, including the Library Executive Board.”

CARRIED

“To approve the By-laws of the Avalon Library Preservation Board (LPB), Avalon, Allegheny County Pa.”

CARRIED

“To approve the By-laws of the Friends of the Library Board.”

CARRIED

Canciello explained what the different boards will be doing to serve the Library. Executive Board runs the Library, the Friends of the Library Committee will oversee the collection and disbursement of donations

PARKS:

Liesl Klicker presented the pool report for the 2009 summer program. She stated that her report is different than Judy Brogan’s report but her report is based on different criteria and Brogan’s report

She stated that there were 37 days of sunshine, 25% of the summer the pool did not open and 36% of the days were overcast, cold and windy.

She presented ideas for the next pool manager. The complete report and recommendations are attached to these Minutes.

4th of July

Connie Rankin stated that they are working on the Articles of Incorporation and working with the Fire Company and she will report back to Council throughout the year.

Klicker announced that although he is leaving, he has enjoyed working with the men and women on Council over the years. He enjoys looking around the Borough and seeing all the good they have done over the years.

He complimented Harry Dilmore on his many years of service to the Borough and he wished everyone well in the coming year.

Repp moved

“To recess this meeting and until December 29, 2009 at 6:30 p.m.”

CARRIED

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, prominent initial "H" and "D".

Harry W. Dilmore

✓

**AVALON BOROUGH
ADJOURNED COUNCIL MEETING
DECEMBER 29, 2009**

The President called the meeting to order.

ROLL CALL: Donnelly, Cortese, Klicker, Michalow, Narcisi, Powell, Repp, Sefick, Wurst also present was Mayor Haslett, Solicitor Canciello and Dilmore.

Michalow stated that the 2010 budget is on the positive side in most of the columns. So much money was spent fixing Grandview Avenue. The General Fund surplus will need to go to the January payroll.

No major changes were done by Lorraine in any of the columns.

Michalow moved

“To accept the 2010 Budget as submitted.”

CARRIED

“To set the millage of Avalon to 9.01.”

Dilmore stated there is no change is the millage from 2009 to 2010.

CARRIED

“To pay the List of Bills as submitted.”

Carried

To move \$50,000 from the Highway Fund to the General Fund.”

Dilmore explained that the Highway Fund is generally used to for the liquid fuels fund, to replace street lights, and other street needs.

CARRIED

“To move \$40,000 from the Highway Fund to the Sewage Fund.”

Wurst stated that this move is in place of moving it to the General Fund and Dilmore agreed stating that there was a check for \$93,000 and \$50,000 was used and now this \$40,000. It simplifies the move.

CARRIED

“To move \$20,000 from the LSTB account to the Sewage fund.”

CARRIED

Michalow stated that although this will change a few columns in the budget but all columns are on the positive side.

Michalow stated that the Council and Committees have done a good job staying within the budget of 2009.

Michalow complimented Lorraine Makatura on her work on the Finances. He also commented on the cooperation of Harry and Judy and the other members of Council.

Michalow moved to adjourn.

CARRIED

RESPECTFULLY SUBMITTED

A handwritten signature in black ink, appearing to read "Harry W. Dilmore", written in a cursive style.

HARRW W. DILMORE