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**AVALON BOROUGH
REGULAR COUNCIL MEETING
JULY 20, 2010**

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

Roll Call: Bernstein, Cortese, Lloyd, Narcisi, Powell, Repp and Sefick. Also present were Dilmore, Solicitor Canciello, Shawn Rosensteel, Chief Kokoski and Judith Brogan. Absent were Dixon and Donnelly. Mayor Haslett arrived at 7:45 p.m.

An Executive Session was held prior to the Regular Council Meeting. Solicitor Canciello stated that the Executive Session was in compliance with the Sunshine Law.

Powell moved:

“To accept the Minutes of the Regular Council Meeting of June 16, 2010.”

CARRIED

COMMUNICATIONS:

- **Dilmore stated that he received a packet from Maher Duessel containing the final copies of the 2009 Audit. Copies of the SAS 114 letters are on Council desk for review.**
- **Letter received from the Avalon Volunteer Fire Department to the Property Committee on the condition of the concrete in front of the doors at the fire hall. The letter was forwarded to the Property Committee.**
- **Letter of resignation received from the Police Secretary, Claudia Roth, effective August 22, 2010. Letter forwarded to the Safety committee.**

VISITORS:

Holly Thompson of 921 Jackman Avenue spoke on behalf of the Avalon Elementary School PTO about renewing the parking permits for the parents of the elementary school students. The permits are allowed under Resolution No. 1054 dated August 18, 2010. The contract begins on August 31, 2009 thru June 9, 2010 and is up for renewal.

Dilmore asked Canciello if Council had to have a new contract and Canciello stated that the contract is a Resolution not an Ordinance and therefore could be amended without a new contract being drawn.

Repp referred the matter to the Safety Committee and Narcisi stated they should attend the next meeting to discuss the contract renewal.

Ms. Thompson also asked Dilmore about the 50/50 payment to the PTO for the permits as agreed upon in the contract. She stated that the PTO has not received any money from the Borough as their share. Dilmore stated that he would look into the matter and get back to the committee. He is not aware of the number of permits sold and the amount owed to the PTO. He will be in touch with the PTO and make sure the money is given to them.

Tom Michalow of 213 S. Birmingham Avenue spoke about the schedule for the fall dumpster day. He has tentatively scheduled the event for September 25, 2010 with an optional date of October 23, 2010. He will give further information to Council as necessary such as volunteers and he will also co-ordinate with Keith Lorey of the D.P.W.

Tom also spoke about a problem he has seen in the borough with graffiti. He stated that he will be in contact with the Quality of Life Committee but he wants Council to be aware of his actions concerning the clean up of the unsightly and often – times obscene graffiti.

He stated that the spray painted areas under the bridge and in the park were obscene and offensive. He has young children and he tries to protect them from such trash in their neighborhood.

He would like these areas cleaned before school opens and he brought a cleaner that is made specifically for this purpose and gave a bottle to Dilmore for his approval.

Repp referred him to Ralph Cortese, chairman of the parks and recreation committee for further discussion and approval.

Dilmore asked when he would be cleaning the California Avenue Park due to the beginning time of the lunch program. He doesn't want any spraying done while the children are in the park.

Michalow stated the cleaning would be done on Saturday, August 21 at 8:00 a.m. He wants it to be done before school starts

Mary Mauros of 320 California Avenue spoke about the meeting for the transfer of the liquor license for 643 California Avenue. She had a copy of the document but stated it would take longer than the five (5) minutes allotted to read it. She wants to know if there will be another meeting in the near future for the public to express their views and concerns.

Repp stated that there will be another meeting with a question and answer session on August 1, 2010 at 7:00 p.m. He asked Dilmore how many people attended the meeting and was told there were three people there and that did not make a quorum. He is expecting the next meeting to have a quorum and the question and answer session will be allowed.

Mrs. Mauros stated that she and her husband have concerns about this liquor license and she hopes they will be taken into consideration at the hearing. Repp assured her they would be considered.

Denise Schmidt owner of 609 Birmingham Avenue complained about condition of the Birmingham Avenue steps. She said the deplorable condition of the steps which she considers to be a hazard to the safety of her tenants is the responsibility of the Borough and she wants to know what is being done to correct the problem. Dilmore informed her of the applications for grants and tried to explain that the requirements for new steps have drastically changed.

Ms. Schmidt stated she was told there had been a survey done on the hardship of closing the steps and she wants a copy of the survey with signatures. She also wants to know when the survey was done because she asked some of the residents, including the Mayor, about it and they were unaware of any survey being done.

Dilmore explained that the survey was done by Katy Protin. She was an intern with Avalon Borough two years ago and she conducted the survey by going door to door. She did not ask for signatures only responses according to addresses. He stated that the survey was turned over to the Quaker Valley Council of Governments and he would request a copy if required.

Ms. Schmidt asked if the only way a person could respond to the survey was if someone asked them directly by knocking on their door. Dilmore stated again that was how it was done.

Council President, Ed Repp explained to Ms. Schmidt that the new rules and requirements for receiving grant money have changed and it is no longer a simple matter of putting new steps in to replace the old ones. The grants demand that the steps must be handicapped accessible, ramps have to be installed and there is a lot of red tape to meet the new reclassifications. The Borough has been working with Chester Engineering to apply for the grants and to meet the necessary requirements.

Narcisi also tried to explain to her that the requirements have changed and the Borough must comply with new laws and specifications.

Ms. Schmidt asked if the Borough owns the property and she stated that if someone gets hurt on the steps they will sue the Borough. She asked why a handrail cannot be installed. She noted that there is no access for the EMS in case of an emergency. She holds the Borough responsible for that. She noted that the steps are riddled with wood, weeds and underage drinking. The steps are isolated from the patrolling police cars.

Repp stated that the Borough is accepting responsibility for that problem but a handrail is out of the question because they do not want

the steps to be used. That is why they closed them and put signs up to deter the use.

Sefick asked if the Norwood section of the steps could be made ADA compliant and Dilmore stated again that the new federal rules make that impossible at this time.

Solicitor Canciello conferred with Council President and it was determined that nothing was going to be resolved by arguing back and forth with Ms. Schmidt. She agreed to meet with Shawn Rosensteel, the engineer, Councilman Tom Lloyd and Solicitor Canciello at the steps to determine what, if anything could be done to appease everyone until a permanent solution could be found.

Lori Demangone of Center Avenue represented the Avalon Library and announced the date for the Library fund raiser will be September 18, 2010. Also, Avalon History day will be on August 1, 2010 at the Avalon Library. She stated that they sent a letter to the Police Chief, Tom Kokoski and to the Borough Manager, Harry Dilmore. Kokoski stated he received the letter and the police department would work with the Library Committee.

Lloyd moved to allow the Library to close California Avenue from the Beer Distributor's to Chestnut Avenue on Saturday, September 18, 2010 for the fund raiser from 10:00 a.m. to 5:00 p.m.

Powell asked what type of activities would be included in the fund raiser. Ms. Demangone stated there will be a bake sale, a book sale, a Chinese auction, games and other activities such as big trucks, an ambulance and other equipment for the children to experience.

Mayor Haslett asked if the Port Authority (PAT) would be notified and by whom. Dilmore stated that PAT always complied with the request to close streets on occasions and they would be notified in time to comply.

After some discussion the motion was...

CARRIED

Jackie Yurkovich of Grandview Avenue spoke about the condition of the steps, agreeing with Ms. Schmidt that something needs to be done. She also complained about the house on N. Birmingham stating that the new owner promised to fix the house and property. There are large pieces of cement/concrete lifting causing a hazard and the place is overgrown with weeds. The property is for sale again and nothing has been done.

Dilmore stated that the Borough has sent letters to the owner but he is having financial difficulties and the Borough cannot force him to replace the sidewalks when he is losing the property.

He pointed out that costs the Borough more to take him to court knowing he does not have the money to make the necessary repairs. He will then owe the fine and the Borough will have to pay the court costs.

Ms. Yurkovich asked about the light for the American Legion. Dilmore explained that Duquesne Light Company will not put a light there because it is private property. If the Legion wants or needs a light they will have to pay a private contractor to do the work.

Lisa Elliott of 802 California Avenue represented Northwood Realty. She said property in Avalon is selling for less than it should because people do not take care of their property. She pointed out that she recently sold a property for \$10,000 less than the asking price because the neighboring homes were not being cared for and this is a problem throughout the Borough. She noted that Avalon's appraisals are lower than other municipalities because the property owners do not care for their property the way they should. She feels that Avalon needs to market the Borough in order to get the appraisals in line with other areas.

Narcisi invited her to attend the Quality of Life meeting on Wednesday, July 21, 2010.

MAYOR:

Haslett congratulated the 4th of July committee on the great celebration this year. Connie Rankin thanked him on behalf of the committee.

SECRETARY/MANAGER:

- **Dilmore stated that the Patrolman testing is scheduled for July 23, 2010 at the Police Academy. Chief Kokoski will give a report with details.**
- **Dilmore is working on the approved pre apps of CD37 proposals for Avalon. Applications are due on July 26, 2010.**
- **Dilmore is finishing the paperwork on CD36 application bids for house demos. John Jakela will present packets which will be presented to the Solicitor at the Manager's meeting on July 21, 2010 for final signing. Council accepted bids last month and paperwork was forwarded to DCED. The house on Fisk and the house at the bottom of Norwood will be demolished.**
- **Working with Bellevue Borough on continuing saga of the West Bellevue Road. The Engineer will give a report tonight.**

SOLICITOR:

Canciello reported on Ordinance No. 1330 that would establish fees for excessive police calls to a single location. This has become a problem for the police officers who respond to the same location for non emergency calls in a thirty (30) day period, such as domestic disturbances and false alarms. The first and second reading will occur tonight.

He also reported on Senate Bill 1429 which was referred to the local government committee on June 28, 2010. If passed, this bill would amend the current bill which is called the Municipal Consolidation and Merger Act which was passed in 1994.

The current bill allows voters to pass a referendum allowing them to merge with other local municipalities. The new bill would give the voters the right to agree on a joint agreement that would set the parameters for any merger. This would set up the Commonwealth Municipality Merger Program thru the Department of Community of Economic Development.

Canciello stated that the wording for (loans) and (grants) is interesting because it does not commit Harrisburg to anything but it does allow the municipalities to apply for money.

House Bill No. 2431 would make merging and consolidation easier and it encourages the municipalities to consider mergers. He sees a trend making its way to Harrisburg where more townships and municipalities are at least looking into the possibility.

Canciello also spoke about the transfer of the liquor license. A public hearing must be held as soon as possible and then a special hearing must be held by August 13, 2010.

Repp asked how long Council would have to advertise after the public hearing. Canciello stated the ad must be within seven (7) days of the hearing and must be published twice in the local newspaper.

After much discussion it was decided to put the ad in the newspaper on July 29, 2010 and have the public hearing on August 2, 2010 at 7:00 p.m. in the Council Chambers. The special meeting will take place immediately following the public hearing to vote on the acceptance of the license.

Lloyd moved to

“hold a public hearing on August 2, 2010 at 7:00 p.m. in the Council Chambers regarding the transfer of a liquor license from Mckees Rocks Borough, Pennsylvania to Avalon Borough, Pennsylvania immediately followed by a special hearing to be held to vote on the issue.

CARRIED

ENGINEERS REPORT:

NO REPORT

FINANCE:

“To accept the Finance Report as submitted.”

CARRIED

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

CARRIED

“To accept the Tax Collector’s Report for May 2010 as submitted.”

CARRIED

“To pay the List of Bills as submitted.”

CARRIED

Powell noted that all of the wish lists are growing but the committees must continue to watch the spending.

SAFETY:

Narsisi asked Police Chief Kokoski if he had a report for Council and Kokoski stated he was in Harrisburg last week for the Police Chief’s conference where he made some good contacts. He is looking forward to applying some of the ideas and implementing some changes.

He also stated that the 4th of July celebration went well and there are two (2) bicycles left from the raffle donations. If anyone knows of a needy family who would find them useful around the holidays, please get in touch with him.

Kokoski stated that the Civil Service test was on Friday, July 16, 2010 and he has been working with Dilmore on Lawry’s retirement. He stated that the biggest problem he has encountered up to this point is a manpower shortage.

Narcisi spoke about the changes Kokoski is proposing and commended him on his sincere efforts.

Narcisi moved

“To have the Secretary give the first and second reading of Ordinance No. 1330.”

CARRIED

Dilmore read:

“BOROUGH OF AVALON, ORDINANCE NO. 1330.”

ORDINANCE OF THE BOROUGH OF AVALON, COUNTY OF ALLEGHENY, ESTABLISHING A FEE FOR AN EXCESS NUMBER OF POLICE CALLS TO A SINGLE LOCATION.”

Narcisi explained that the Ordinance is designed to stop the excessive police calls for repetitive abuses. Kokoski explained that the false alarms range from drug houses occupied by tenants of absentee landlords to constant domestic abuse caused by excessive drinking.

Tom said he is hoping the home owners/landlords will screen their tenants more closely. He noted that the law is meant to help the citizens of the Borough and protect the officers. The police can only enforce the law not create it.

The fines could be \$100.00 or imprisonment depending on the number of offenses and the severity of the abuse.

Narcisi moved

“To accept the resignation of Claudia Roth as the Secretary/Clerk of Avalon Police Department, effective August 20, 2010.”

CARRIED

“To have the Secretary advertise for the position of Police Secretary/Clerk to replace Claudia Roth.”

CARRIED

STREETS:

Lloyd announced that he had asked the residents to donate to a “Flag Fund” to cover the cost of the purchase of new flags for the Borough.

To date there have been twelve (12) donations totaling \$467.00. There was one anonymous donation of \$300.00 and he thanked that person or persons as well as the other donors for their generosity. He suggested that the donations should continue to help defray the cost of future flags and other decorations for the Borough.

He also noted that the DPW continues to work on the bricks in the area, cleaning and replacing them.

Keith Lorey, DPW foreman has been away from the job on military duty and is scheduled to return on Monday, July 26th.

PROPERTY:

Dan Sefick stated that he received a letter about the condition of the driveway in front of the fire department. He will be receiving bids for the repair of the driveway and report to Council.

HEALTH:

NO REPORT

CORP/PLANNING:

Bernstein did not have a report but he spoke about problems brought to Council concerning the condition of the steps on Birmingham Avenue. He agreed that something needs to be done but had no firm solution for the problem.

INTER-BORO:

NO REPORT

PARKS:

Cortese stated that the swimming pool is doing well with the night swims, movie nights and other activities. The pool total is approximately \$2,000.00 more than June 2009. He also noted that they do not have the responsibility of the concession stand this year which was a burden in 2009.

Krystal Waldschmidt is still working on the painting of the signs in the park. The weather has interfered with her work and there is no definite date when the work will be done.

LIBRARY:

Cortese announced there will be a "History Day" at the Library on August 1, 2010 from 12:00 noon until 4:00 p.m. They are expecting a few politicians including State Representative, Dan Deasy.

He also stated that someone tried to steal one of the statues in front of the Library. This was disturbing because it happened at 3:00 in the afternoon and there were witnesses.

Dilmore spoke about getting the long time residents of the Borough to tape stories of the history of Avalon. He wants them to share stories of their past and any information they may have on the way it used to be in the area.

Dilmore also informed Council that he received a letter from Alisa Socia informing him that Bellevue swimming pool will not be open on the Labor Day week-end. There was a promise from Bellevue that if they were open on that week-end they would accept the Avalon pool passes.

Since they will not be open, Dilmore asked if Council wants to keep the Avalon Pool open on September 3, 4, and 5.

It was decided that the Avalon pool will be open and Cortese will discuss this with the pool manager, Cati Makatura and it will be advertised in the Citizen.

4th JULY:

Connie Rankin reported that everything went well for the July 4th celebration and she apologized for the problem with the patriotic music that had been scheduled. She stated they tried to fix the problem but was unsuccessful. She was told by residents that the fireworks were still enjoyed by all.

With no other business on the agenda Repp accepted motions to adjourn.

Cortese moved:

“To adjourn.”

CARRIED

The meeting ended at approximately 8:51 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**

**AVALON BOROUGH
SPECIAL MEETING TO VOTE ON
RESOLUTION NO. 1062**

August 2, 2010

The meeting opened at 8:30 p.m. immediately following a Special Public Meeting for the transfer of an inter-municipal liquor license.

Repp led the pledge of allegiance followed by a short prayer.

Roll call: Cortese, Dixon, Donnelly, Lloyd, Narcisi, Powell, Repp and Sefick. Also present were Dilmore and Mayor Haslett.

Cortese moved to vote on Resolution NO. 1062.

Dixon noted that no matter how Council votes, the LCB will have the final say in the matter.

CARRIED
5-3 VOTE

Cortese moved to adjourn.

CARRIED

Respectfully submitted



**Harry W. Dilmore
Manager**

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**SPECIAL PUBLIC HEARING FOR TRANSFER OF
INTERMUNICIPAL LIQUOR LICENSE**

AUGUST 2, 2010

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

Present: Berstein, Cortese, Dixon, Donnelly, Lloyd, Narcisi, Powell, Repp and Sefick. Also present: Dilmore and Mayor Haslett.

Council President, Repp, opened the meeting at 7:00 a.m. and Dilmore announced that the purpose of the meeting was to allow the citizens of Avalon to express their opinions and views on the transfer of a liquor license from McKees Rocks Borough to a business in Avalon Borough.

Repp asked the citizens keep their questions and statements to a brief five (5) minutes each.

The opening presentation was by Al Nicholas who stated he is requesting the liquor license for a bar he intends to open located at 643 California Avenue and not for the restaurant he currently operates in Avalon.

He stated that has thirty (30) years experience in the food industry having worked at the Civic Arena as a concession stand manager, he was also the general manager of the Shanopin Country Club for seven (7) years and the manager of the Churchill Valley Country Club for three (3) years.

He is also a certified trainer in an alcohol awareness program for teaching others how to protect their business from those who have been over served or may have other influences in their system prior to coming into the establishment.

He stated that he visited two other establishments in the area, mainly; The Hideaway and the Carline Café and he would not be comfortable sending any of his customers to either of those establishments.

He would strongly enforce the allowable drinking age, have a dress code and would refuse to tolerate foul language. The target age will be 25 years and older.

He pointed out that his current establishment allows customers to bring their own wine and to date, he has never had to call the police because of intoxicated customers, he is not aware of any DUP's due to his customer's drinking and he has never had any fights on the premises.

The bar would have a cigar locker on the premises because he would allow cigar smoking because it will be a sports bar albeit an upscale sports bar. There would also be piped-in music rather than a juke box and the ceiling will be double insulated so the upstairs tenant will not be bothered by the music or chatter in the bar.

Mr. Nicholas said that he and his family are very community oriented and he has offered to help with the Borough's lunch program, offered assistance to other food businesses and contributed to the fire department and festivals in the area. Also, his daughter is a mixologist and he feels that will add to the quality of customers since they will be ordering high – end drinks.

The bar would not open until 4:00 p.m. which would not interfere with the children in the area going to or coming from school.

Powell asked about security in the bar and Mr. Nicholas stated that he will have cameras installed and he believes that the new police chief and the officers do a good job patrolling the area and he feels secure that will continue.

Powell asked about having only one employee on the premises and Mr. Nicholas stated that there will be three (3) employees on duty at all times.

The food will be contracted from his restaurant which is located just a few doors away.

Donnelly asked how Nicholas' twenty – two year old daughter will handle customers who are older than her and he explained that she is mature and experienced in dealing with the public. She has worked in the industry most of her life having worked with him since she was a young girl. Her experience is as a cook, a dishwasher, a cocktail waitress and a food server as well as her schooling as a mixologist.

Cortese asked about the bar being open on Sunday's because his information states that you must have a restaurant serving food in order to be open on Sunday. At this point, Mr. Nicholas's attorney, Mr. Caputo, spoke for him stating that he would respond to any and all legal questions about the bar. He stated there is no law requiring a food percentage to be served in order to serve liquor on a Sunday.

Dixon read from information that it is required and Mr. Caputo said that the book is outdated because the laws have changed. A kitchen is not required in order to serve food. It may be catered in from another source and there in not a percentage requirement.

The requirements in Pennsylvania for a liquor license are a valid health permit, 400 square feet, seating for thirty (30) people and food for thirty people must be on the premises at all times although a kitchen is not required. If these requirements are not met, a fine may be levied.

Dixon asked about fire codes, emergency lighting and alarms. Mr. Nicholas stated that they will work with the Fire Marshall and comply with any and all codes as well as installing emergency lighting which will be in compliance with the codes. He will have Guardian install the alarm system which will include a fire alarm that will go directly to the fire and police.

Dixon asked what the estimated time of arrival would be in case of a call at 2:00 a.m. and Mr. Nicholas responded that he lives within 3 to 4 minutes from the building and the response would be the same as it is for his restaurant.

Dixon asked if the building will be ADA compliant and was told that Mr. Nicholas has been working with the building inspector, Keith Coll of Building Inspector Underwriters and with a few minor changes, the building is in compliance. The minor changes include lever handles on

the bathroom doors. The building has a flat entrance, the bathroom is large enough for a wheelchair to turn around in and the door way is wide enough for a wheelchair to get into the building.

It was noted that customers going into the restaurant are permitted to bring their own wine and if customers going into the bar are permitted to do the same, how will the bartender (s) know how much a person is drinking. Mr. Nicholas stated that no bartender knows how much a person has had to drink because they could have been drinking prior to entering his establishment.

Dixon asked for an explanation of Section 3:22 #47 PS4-464 which reads "distance from property line to property line." Mr. Caputo explained that in the transfer of a liquor license from one municipality to another municipality a copy of the receiving municipality's resolution must be obtained and attached to the application sent to the state. The state has another set of requirements and provides "standing" to citizens and businesses to use as a guideline to protest the transfer.

The protests do not mean you cannot have the liquor license but allows all voices to be heard. The following are considered as having "standing": 1. a restaurant or other licensee within 200 feet of the proposed business, 2. a restricted institution, school or church within 300 feet of the proposed business or 3. a resident within 500 feet of the proposed business.

This is a back-up for the liquor control board (LCB) because even if there are no protests, the LCB has the right to deny the license based on those restrictions.

Lloyd asked if the license may be transferred to another address in the event the business would grow.

Mr. Caputo stated that the state requires that a license be in place for a minimum of five (5) years before it can be transferred.

Lloyd expanded on the answer by asking if the license holder would want to leave the Borough of Avalon would the license stay in Avalon for another business to use. Mr. Caputo stated that the license would have to stay in the Borough of Avalon for a minimum of five (5) years.

Dixon asked if there would be any other activities on the premises such as poker, dart board teams, etc. and Mr. Nicholas stated that there would not be any games. The main purpose of the bar would be to serve his restaurant customers who want a place to relax before or after dinner but will also be open to the general public.

After some discussion, Repp asked the attending citizens if there was anyone living within 500 square feet of 643 California Avenue who wanted to speak.

Jackie Yurkovich of Grandview Avenue wanted to speak but was told that she did not live within the area in question so she could not ask questions at this meeting.

Ms. Yurkovich stated that it was unfair for them not to allow her to speak at this meeting. She attended the hearing so she could make her views known and ask questions. It was not published in the Citizen or put on the door that only people or businesses within 500 square feet of 643 California Avenue would be permitted to speak.

She also wanted to know why Council was using an outdated book to get their information. She did not think that they could make a good decision using incorrect information.

Dilmore explained that he received the book Dixon was using from an agent who had attended the previous meeting. He agreed with Ms. Yurkovich that the book should not have been used at this time.

Ms. Yurkovich said it is wrong for Council to vote on their decision using this information.

Donnelly stated that she agreed with her Ms. Yurkovich about the outdated information. She (Donnelly) stated that she had originally raised the question of the Church and the elementary school being so close to the business in question.

She also stated questioned the parking facilities and the security. She does not want Avalon to become another South Side (in Pittsburgh) where there have been problems with the bar patrons and the residents of the area.

Donnelly stated that although they would follow the guidelines of the law, it is her opinion that they should be above the law in this situation.

She thinks security should be provided and the parking situation should be addressed. She also stated that Dilmore did give the Council member's correct information prior to the meeting. Dixon had been away and received his information at the last minute and he received what was on hand at the time.

Cortese asked if there was a problem with the guidelines and Bernstein stated he had some legal questions concerning the information they were using. It was decided to take a ten (10) minute recess to allow Dilmore to call the Borough Solicitor, Rich Canciello to obtain legal information which will allow them to answer the citizen's questions more accurately.

The meeting reopened and Bernstein stated that Canciello did agree that the information they received concerning the 30% food service vs. alcohol is correct and is no longer required.

Lori Demangone of 736 Center Avenue stated that she thinks it is a good idea to bring new business into the Borough

Lisa Elliott of 804 California Avenue stated that she believes that the Borough needs this to bring business into the Borough and she thinks that it will enforce the belief that the neighborhood is unique.

Erik Stubna of 1 Marie Avenue stated that he feels it is a good idea to have an upscale place in the neighborhood that would allow the citizens to enjoy an evening with friends and keep the revenue in the Borough.

William Tumulty of 618 California Avenue spoke against having a bar of any type so close to a church and school. He stated that he is thinking of the future of the neighborhood. He feels that the owner of the bar and license may decide to sell and that would leave the business open to less than desired people coming into the area. He pointed out that most bars, especially those catering to the upscale clientele often fail after a short time because the owner gets tired of the business and sells to anyone who can afford to buy.

Mr. Tumulty stressed that no matter what type of clientele you cater to, it is a bar and alcohol is served and it will be noisy and the language will be bar type language.

He stated that he owns a bar and he discourages anyone from buying a bar because it is a lot of hard work. He pointed out that Mr. Nicholas does not own the buildings in question but rents them.

Mike Senn of Locust Street, stated that he has been to bars in the South Side, the Strip District, the Waterfront, and the Waterworks. It is his belief that no matter what kind of bar you have or what type of clientele you serve, you are going to have the same kind of language and the same kind drunks as you have in other bars. Even if you call it high-class, it is still a bar.

He stated that Avalon is a small borough and he does not believe that the right per capita exists to have another bar in Avalon Borough.

Mary Marous of 320 California Avenue stated that she is also concerned about the future use of the license. Her family owned a bar when she was young and her father sold the business with the best intentions but it quickly became a place where drugs were used and sold. Her concern is that the same thing can happen in Avalon.

Ms. Marous also expressed concern about the school and church and added the playground to her list. She also stated that the non - profit organizations should express more concern, meaning the school district, the church, the police station, and the municipal building.

Lori Lawless of 823 Jackman Avenue asked again what would happen in three years if the owner would decide to sell the business. She stated that even if a family with children live outside of the 500 square feet range, their children would be exposed to the bar because they would attend the school and use the playground. She believes it is ludicrous for Mr. Nicholas to ask for a liquor license so close to the school and playground.

Beth Meyers (no address given) asked how this business will affect the taxes and Dilmore stated that there is no business tax in Avalon so that would have no impact on the taxes.

Ms. Jeletic of 1027 Hamilton Avenue stated there are two churches in Avalon and they are struggling to stay active and she does not think this type of business would be beneficial to the community.

Ms. Robertson of Grandview Avenue stated that she does not understand why this “upscale” bar has to be in Avalon.

Al Nicholas made a final comment stating that he tries to be a good neighbor to the residents of Avalon and he believes that he has a good restaurant that is open to residents and non residents. He truly believes that his new sports bar would be an asset to the community.

From audience: What happens if Council denies the request to transfer the liquor license?

Non intelligible answer.

Other questions followed that did not impact the transfer of the liquor license.

Al Nicholas spoke again stating that he tried to purchase the property at 647/649 California Avenue but they could not agree on a price. His business is family owned and he does not have a partner to share expenses so the asking price was not acceptable.

Lloyd: I move to adjourn:

**Carried
(Dixon Abstained)**

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, sweeping initial "H".

Harry W. Dilmore

**AVALON BOROUGH
REGULAR COUNCIL MEETING
AUGUST 17, 2010**

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

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

There was an Executive Session held prior to the Regular Council Meeting. Solicitor Canciello stated that the Executive Session was to discuss ligation and personnel issues and was in complete compliance with the Sunshine Law.

Sefick moved:

“To accept the Minutes of the Regular Council Meeting of July 20, 2010 and the Minutes from the Public Meeting and the Special Council Meeting of August 2, 2010.”

CARRIED

(Donnelly abstained from the Minutes of July 20, 2010)
(Powell abstained from the Minutes of August 2, 2010.)

COMMUNICATIONS:

- Dilmore stated that he received a letter from FEMA regarding the snow event. Fema accepted Avalon’s proposal and the paper work will now go to Philadelphia and then to Washington, D.C. for completion.
- We are in receipt of the 2010/2011 snow contract. It was received last Friday and copies were put in the Council mail-boxes. Dilmore did not put a motion on the floor for this meeting due to the give Council more time to read the contract. The expense money is the

same as last year and the streets Avalon does are New Brighton, Union Avenue, and Riverview Avenue from McDonald's to Perrysville Avenue.

- Received the MMO paper – work for the Pension and MMO's for 2010. When Brogan returns next week we complete the paper-work and send it in time to meet the September 30, 2010 deadline.

VISITORS:

Bill Schmidt of 227 S. Home Avenue praised Avalon Borough and the Police Department for taking him to the hospital. He also commended Mayor Haslett for his good work in the Borough.

Mr. Harrison, son of the owner of Blondie's' used clothing store, stated that he and his mother feel harassed by the Borough. They have been told that their employees are not permitted to stand outside and smoke and he wants to know if there is an Ordinance or by-law that supports this law. He also stated that his mother told him that she has been told that she cannot display her sale items outside for passersby to see. He wants to know why they are being harassed.

Dilmore stated that he is not aware of any recent complaints by the owner or against the business. He stated that he spoke to her in autumn of 2009 about having tables on the sidewalk and she willingly complied. There is an Ordinance against having tables on the sidewalk in the business district.

Repp told Mr. Harrison that he is always welcome to come to the Borough Hall and ask Dilmore or one of the office employees if he has any questions or concerns.

Mr. Harrison admitted that he has been away and this was the first time he heard about the problems his mother was having but he seemed to be satisfied that there is no intent to harass them or the employees of the business.

Narcisi explained that copies of the Ordinances are available at the Borough Building upon request and Mr. Harrison thanked him for that

information. Dilmore told him to complete the "Right to Know" form and the office staff give him a copy of any Ordinance he requests.

Tom Michalow of 213 S. Birmingham Avenue spoke about the coming "Anti-Graffiti Day." The Birmingham Bridge and the completion of the California Avenue Park are on the schedule for Saturday at 8:00 a.m.

He needs six people to volunteer to help and he only has three or four at this time. Bernstein asked Michalow to send an email to him for the Facebook page.

Michalow reminded Council that Dumpster Day is scheduled for September 25, 2010 and he is hoping to have 15 to 30 volunteers.

Michalow also reminded them of the Ice Cream Social hosted by the Regional Democratic Commission is scheduled for Sunday, August 29, 2010 from 2:00 p.m. to 4 p.m.

Scheduled to be attend are Congressman Doyle, Congressman Altmire (maybe) State Representative Dan Deasey, Bellevue's Representative, Matsey, County Council President, Richard Fitzgerald, Mark Flaherty and Michael Lamb.

Dixon asked about insurance if a volunteer is injured during the Social and Dilmore explained that the Borough is covered for all events involving volunteers.

Jackie Yurkovich of Grandview Avenue stated the pool is inundated with bees. She asked the concession stand workers to hose the area but was told the hose is broke and they can't do anything about it.

Jackie stated that she knows the Borough can afford a new hose and she wants the problem corrected.

Dilmore stated that Keith was working on the problem and he thought the nest was in the building. Jackie stated that the bees are in the garbage because the crew is not emptying the cans.

She believes that the concession stand should be hosed down about 11:00 a.m. and again later in the day. Dilmore stated he would talk to Keith to see what could be done.

She also wants to know why the pool is closing so early. They closed on Sunday at 2:00 p.m. Dilmore explained that they close early if the weather is bad or if there aren't any swimmers. He stated there were no swimmers that day and that is why the pool was closed. Yurkovich questioned that statement and Dilmore said he could check the pool time sheets to confirm the hours.

Dilmore stated the paperwork for the houses that are to be demolished is in process. The owner of the house on Norwood said he would sign the papers with the Borough Solicitor and the other house on Fisk Street is also approved. As soon as the paperwork is completed he will contact the contractor and it should be done within thirty (30) days.

Mrs. Joanne Dominitus of 420 N. Chestnut Street asked if the parking lot at the pool is going to be fixed. She stated there is only one road to the pool and Repp asked her if she was asking about the lot or the road. She stated that the lot is terrible and the driveway is full of holes and a danger to walk through. Lloyd told her they had discussed putting stones in the area but there was concern that it would be too dusty and there were other concerns with the use of stones. Joanne said it is already dirty but accepted Lloyd's response.

Denise Schmidt of 609 N. Birmingham Avenue asked what the date is to complete the steps leading to her property. Dilmore stated that he needs three (3) bids and only received one (1). That one (1) was for \$13,000 but the bids need to be under \$10,000.

Denise asked if there is a deadline for submitting the bids and Dilmore stated the work was not advertised and there is no deadline at this time. He added that Mayor Haslett also has a bid from a contractor but he is not present at the meeting.

MAYOR:

NO REPORT

SECRETARY/MANAGER:

- **Dilmore stated he met with FEMA and has received the acceptance letter from them accepting the request of \$18,700.**
- **Avalon is still working with Bellevue on the West Bellevue Road Project. He completed the gathering the information requested by Council regarding the usage numbers from Alcosan. He believes Council will be pleased with the result.**
- **Received the paperwork from John Jakelia for the demolition of the houses in Avalon. Sent to Canciello.**
- **Started the paper work for the MMO Pension report which is due on September 30, 2010.**
- **In the process of preparing the paperwork for the police negotiations and the budget figures. Narcisi will report on the negotiations.**
- **Civil Service interviews to be held for the hiring of two police officers.**

SOLICITOR:

Canciello stated there is currently a bill in the Finance Committee Assembly which would allow retired police officers to work up to 800 hours without it jeopardizing their pension. This will be an opportunity to bring the retirees back into the work force and free the younger workers to do their job more efficiently.

Donnelly asked if the officers could be brought back as regular officers as opposed to the rank held when they retired. Canciello stated that would correct.

Canciello also stated that the final reading of Resolution No. 1063 authorizing the PTO parking permits. Dixon asked how much it costs to have Canciello write the Resolutions and Canciello did not have an exact figure for him because there are variables.

Canciello brought to the attention of the Council that Ben Avon and Avalon may want to participate in the Joint Planning Commission's plan for a rotating solicitorship. He is sure that Bellevue has not done anything with it at this time but if Avalon wants to participate it would have to be approved by motion.

ENGINEERS REPORT:

SEE ATTACHED

Finance:

Powell moved to

"To accept the Finance Report as submitted."

CARRIED

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

CARRIED

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

CARRIED

"To pay the List of Bills as submitted."

Powell asked about the cost of insurance for "the pool" stating that it was too expensive to insure the pool at \$14,278.00. Dilmore explained that the term "pool" was an inclusive use and not insurance for the swimming pool.

Bernstein stated he had questions concerning the Solicitor's bill. Powell stated that Council members thought there was no charge for speaking with the Borough Solicitor concerning Borough questions. Canciello stated he is unaware of that policy but he will look into it. It will be discussed at the next finance meeting.

Repp again called for a vote on the motion to "Pay the List of Bills."

CARRIED

(BERNSTEIN, DIXON AND DONNELLY ABSTAINED)

Dixon asked when the budget talks are scheduled to begin and Powell explained that it is usually done in October. Dixon asked if Council could consider beginning the talks in September.

Narcisi stated that they usually submit their wish lists first and then begin the talks. Repp stated that the finance committee is unsure how the assessments will affect the Borough.

Powell stated he sees expenses going up and the situation getting worse stating that the Borough is solvent but barley at this time and the money received from FEMA should be ear-marked for specific use.

Cortese asked for more exact information because he thinks Powell is scaring Council without giving them the complete picture.

A loud discussion/disagreement ensued between Dixon and Donnelly concerning the budget and President Repp took control of the floor stating that the budget discussions will begin in about a month and all discussions and debates will take place at those meetings.

SAFETY:

Narcisi thanked Mr. and Mrs. Marous for their suggestion to establish a hot line for property concerns in the Borough. It is being used quite often and much has been accomplished.

He stated that the Police Association's first meeting will be on August 19, 2010 at 7:00 p.m. with an Executive Session to be held at 6:00 p.m.

Narcisi asked the police chief, Tom Kokoski, if he had anything to report and Kokoski stated that he is working with the Chief of Allegheny County on the list of Section 8 rentals in the area. They are working with the Tax Collector, Ed Klicker to establish a list of Section 8 owners to see if they are paying their taxes. Narcisi stated that

the owners of Section 8 housing have to pay the taxes or they will lose their Section 8 status.

He also pointed out that Rob Powell was responsible for helping with the purchase of the assault rifles.

Narcisi moved:

“to approve Resolution No. 1063 authorizing the Avalon Elementary School PTO to issue parking permits.”

Dixon asked if everyone involved made money on this Resolution last year.

Repp and Dilmore stated the reason for the permits is to allow the parents to safely drop off and pick up their children and not for making money.

Repp pointed out that the standard parking ticket is \$15.00 and parents were complaining about not having a safe place to use as a drop – off before and after school.

After further discussion the motion was.....

CARRIED

Narcisi moved

“to have the Secretary give the third and final reading of Ordinance No. 1330 regarding the excessive number of police calls to a single location.”

Dilmore read:

- “Ordinance of the Borough of Avalon, County of Allegheny, establishing a fee for an excessive number of police calls to a single location.”

CARRIED
(REPP VOTED NO)

STREETS:

Lloyd stated the painting is being done for the curbs and crosswalks in the Borough.

He also noted that because of the newly established hot-line, they have had grass cut on seven (7) properties.

The summer crew help is finalizing their work and most will be returning to school.

PROPERTY:

Sefick stated that he had a roofing bid from Perez Roofing and one from Braum Roofing. There was an asbestos test done and the results were negative. However, Sefick is concerned that this is the second time the roof has been replaced.

He will keep Council informed but he wants them to be aware of the situation.

HEALTH/SANITATION:

Dixon stated there is a new dumpster at the Department of Public Works.

He also stated that the health department is reminding citizens to be aware of standing water in your area. The water encourages the mosquitoes are more dangerous this year and the water serves as a breeding ground for them.

CORP/PLANNING

Bernstein gave an update on the LED lighting, walking, hiking and biking trails being studied by the Planning Committee.

He also asked Dilmore about the missing grant money to which Dilmore replied that the money is not missing; it has not been received yet.

Dilmore stated in order to get the rest of the grant money the paperwork must be 100% completed and submitted with copies of required Ordinances by all of the communities involved. This was done approximately two (2) months ago and the State determines when the checks are mailed out. He again stressed that the money is not missing and he will let Council know when the check is received.

INTER-BORO

Donnelly stated there are no summer COG meetings but she will attend the Allegheny County September meeting and report to Council at the next Avalon Council meeting.

Donnelly moved:

“to permit Rich Canciello to serve as rotating solicitor for the Joint Planning Commission.”

Dixon asked who will be paying for this and was told it would be the Joint Planning Commission.

Powell asked if the motion should be changed to be a generic version to include Avalon Borough. It was decided to leave the motion as stated.

After some discussion the motion was...

CARRIED
(DIXON & DONNELLY OPPOSED)

PARKS:

Cortese read the swimming pool report submitted by Cati Makatura, pool manager. He stated that the pool hours will change for the last week and the holiday week-end. The operating hours will be 11:00 a.m. to 5:00 p.m. because of staff members attending college and leaving town. Avalon Pool will be open through Labor Day.
SEE ATTACHED REPORT

Dixon asked if Bellevue Pool will be open during the holiday week-end and if not, will Avalon honor the Bellevue Pool passes. Cortese stated

to 5:00 p.m. because of staff members attending college and leaving town. Avalon Pool will be open through Labor Day.
SEE ATTACHED REPORT

Dixon asked if Bellevue Pool will be open during the holiday week-end and if not, will Avalon honor the Bellevue Pool passes. Cortese stated that he received a telephone call about two weeks ago saying Bellevue Pool will not be open during the last week of August.

Cortese noted that Bellevue Borough cannot honor their promise to allow Avalon Pool passes to be used at the Bellevue Pool this week if they are not open. They had promised to do this because Avalon Pool allowed Bellevue passes to be used in Avalon earlier in the season because Bellevue was having trouble with their pool maintenance.

Dixon noted that Avalon was showing good faith in Bellevue but the favor has not been returned.

Avalon Pool will not honor Bellevue Pool passes during the last week of August or during the Labor Day week-end.

Cortese noted that he expressed his disappointment about the pool situation with the new Bellevue Borough Manager.

He also praised Cati Makatura for the excellent job she did managing the pool this season. The Monday night swims and the movie nights have gone over well and Cati has done a good job organizing the events.

LIBRARY:

Cortese stated that the Borough spent hundreds of dollars to repair and/or replace the lights at the Library but someone broke them again. He does not have an answer for this problem but will report to Council at the next meeting.

Dixon asked how much damage was caused by the car accident at the Library. Dilmore stated that the car did not make contact with the building and there were two doors that were dented and the outside ashtray was smashed. All of the damage was reported to the insurance company and the repairs are being made.

4th of JULY

Bernstein stated that he believes the celebration for 2011 will definitely be a budget issue.

Bernstein reported that Connie Rankin, owner of the Citizen Newspaper and chair for the 4th of July Committee, was in an accident while walking her dog. She was in Allegheny General Hospital where she is being treated for a broken hip, cuts and abrasions.

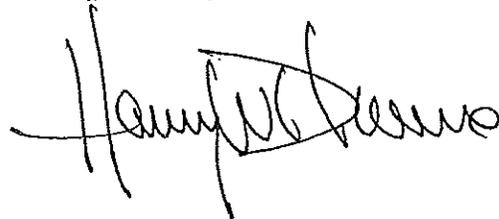
Klicker announced that he sent letters to Waste Management and other vendors soliciting funds for the 2011 celebration. To date, nine (9) vendors responded. Klicker thinks this will be a good start for next year and is hoping for other responses and ideas.

Lloyd thanked the Police, and Spencer and Friends for a job well done.

Cortese moved to adjourn.

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, sweeping initial "H".

**Harry W. Dilmore
Manager**

**AVALON BOROUGH
REGULAR COUNCIL MEETING
SEPTEMBER 21, 2010**

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

Roll Call: Bernstein, Cortese, Dixon, Donnelly, Lloyd, Narcisi, Powell. Also present were Dilmore, Solicitor Canciello, Shawn Rosensteel, Tax Collector, Ed Klicker and Judith Brogan. Absent: Repp and Sefick.

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

Pat Narcisi, substituting for Council President, Ed Repp, stated that the meeting would be conducted out of sequence to allow Mayor Haslett to leave early to accommodate the Mayor's schedule.

Lloyd moved to approve the hiring of Walter Johnson of 128 McKinnie Avenue, McKees Rocks, Pennsylvania, as a full time police officer with the Avalon Police Department.

CARRIED

Mayor Haslett proceeded to read the oath of fidelity for Officer Johnson and swear him in as an Officer of the Avalon Police Department.

Lloyd moved to approve the hiring to Sean Kirley of 109 Rhodes Avenue, Pittsburgh, Pennsylvania, 15220, as a full time police officer with the Avalon Borough Police Department.

Carried

Mayor Haslett proceeded to read the oath of fidelity for Officer Kirley and swear him in as a full time officer with the Avalon Borough Police Department.

Officer Johnson addressed Council and citizens of Avalon, thanking them for hiring him and stated that he wants to spend his career as a police officer in Avalon Borough.

Officer Kirley thanked Council and the citizens of Avalon for hiring him and promised he would do a good job to protect and serve the citizens.

Police Chief, Tom Kokoski, spoke to Council and the citizens stating that he feels good about the choices made by hiring Johnson and Kirley and he is looking forward to working with them.

Donnelly moved to accept the Minutes of the Regular Council Meeting of August 17, 2010 as submitted.

CARRIED

COMMUNICATIONS:

- **Dilmore stated that he received a letter from the Northgate Band Boosters requesting the Borough to place an ad in the 2010 Band Festival Program. Letter forwarded to the Inter-Boro Committee.**
- **Received letter stating that the Allegheny County Health Department Air Quality Department is developing a program on rules limiting off road diesel idling to five (5) consecutive minutes. Letter forwarded to the Safety Committee.**
- **Registration papers to the Three Rivers Wet Weather sewer conference on October 13th and 14th in Monroeville is on the bulletin board for Council to study.**
- **Letter from the Tri-Com solution on telephones and replacement of some phone units and system upgrade. Letter forwarded to the Corporation/Planning Committee.**
- **Letter from State Senator John Pippy's office on the Pennsylvania Emergency Services book. Letter forwarded to the Safety Committee.**

- Letter from FEMA stating acceptance of the “snow event” data and closing of application.

VISITORS:

Joel Schmidt of 227 S. Home Avenue praised Avalon Borough and the Police Department for taking him to the hospital. He also commended Mayor Haslett for his good work in the Borough.

Linda Hudgins of 307 Fisk Street asked what the status is for 309 Fisk Street. There have been numerous complaints about the property and she wants answers as to when it will be demolished. She stated that Dilmore told them the Borough was taking the owner to court and was going to try to get permission to demo the building.

Dilmore stated the Borough did take the owner to court but he did not show up for the hearing. The ruling by the Magistrate is in favor of the Borough but said the owner has thirty (30) days to appeal any ruling not in his favor. The court did levy a \$4,000.00 fine against him but they most likely will not collect that either since the owner ignores any and all efforts to work with him.

Dilmore also stated that pictures of the property were taken and turned over to the Borough Solicitor who is in the process of filing papers with the county to place a lien against the property. Once this is done, the Borough can clean it up and proceed with the court case against him.

Linda asked about 213 Fisk Street and Dilmore stated they are working on that also and are running into the same problem. He explained that it is a work in progress and as soon as all of the paperwork is done that house will also be leveled. He explained they cannot do anything without the proper paperwork because that would be illegal.

Linda stated there are rats, squirrels and other animals going in and out of the house and she is afraid that teenagers or vagrants will cause a fire which would spread to the neighboring homes.

Linda asked where the Quaker Valley Council of Government (QVCOG) is in this situation and Donnelly stated she is the president of the COG and she signed the necessary paperwork and it will now go back to the County for their signatures and then it will go to the

Borough Solicitor. Canciello stated he will work on it as soon as he gets it on his desk.

Linda stated that the rat situation is out of control and she has called the Allegheny County Health Department. They told her that it is a Borough problem not a County problem. Dilmore stated that the Borough is not permitted to bait so it becomes a County problem.

Several people in the audience stated they have called and left their names and Linda got angry stating that she was told one thing by the County and another by the Borough. She wants something done now.

Dilmore stated that he has called the Health Department and was told that none of the residents had called to complain about the problem and Mr. Miller who was in the audience stated that he has called and left his name and phone number.

Donnelly suggested that the process needs to be changed to eliminate the unnecessary and repetitive steps.

Linda stated that the house at 307 Fisk is so bad but the street crew ahs made it worse by throwing apples at the windows that were left. She stated that the apples are from a tree owned by the homeowner.

Keith Lorey, Street crew foreman, stated that his men know better than to do that but Mr. Hudgins stated that he saw them doing it and he would recognize them again if necessary. Keith stated he would look into the matter and report his findings to Dilmore.

Linda angrily stated that she was told it would be taken care of by now and she wants to know why it isn't done. She wants answers and she wants something done about the property now.

Narcisi asked if the Borough has the power to board up the house to keep vagrants, teens and vermin out of it and Keith Lorey said he would have the Street Crew do it as soon as possible.

Carolyn Wright of 120 California Avenue stated that she recently moved into the area and she has also seen the rats and she has concern for the children who live in the area and for the children visiting her.

Narcisi suggested that all of the neighbors should call the Health Department and several people in the audience stated that they have contacted them.

Linda spoke again and stated that she was told no one else has complained about the rodent problem so they don't consider it to be a hazard.

Kristen Roman of 301 Fisk Avenue asked if the funding for the removal of 313 Fisk Avenue has been approved.

Dilmore stated that it has been approved. Ms. Roman asked if there is a signed contract with the contractor who is going to do the work.

Dilmore stated that the QVCOG has the contract not the Borough of Avalon directly. At last month's meeting, Avalon Borough Council approved the contractor's bid.

Ms. Roman asked if there is anything further needed to be resolved to put a contractor in place. Dilmore stated the contractor has been established. The only thing needed is the paperwork that will finalize that nobody owns that property. The County is paying \$12,000 for the demolishing of the house and if there are relatives claiming ownership, they have to repay the County.

He also explained that if the property is sold, the buyer will have to repay the County.

Ms. Roman asked again if the paperwork is in place for this and Dilmore stated that it is in place.

Ms. Roman asked "what exactly is that paper work?" Borough Solicitor, Canciello, stated that he is waiting for the results of the title search, and any liens against the property.

Ms. Roman asked if the Solicitor "has already proceeded to do the title search or have some other entity do the title search?"

Canciello stated he is waiting for the title search to come back to him and any liens on the property.

Ms. Roman asked “who is the entity that does the title search?”

Canciello stated that his paralegal does the title search working with American Title Insurance but sometimes they use other title companies. However, he is sure it is American Title for this property.

Ms. Roman asked if Canciello’s firm “used this company before?”

Canciello stated “yes.”

Ms. Roman asked “approximately how long does take them to finish the title search.”

Canciello stated “sometimes two weeks, sometimes three.”

Ms. Roman asked “when was the title search initiated?”

Canciello stated that it was sometime in the past week.

Ms. Roman asked “roughly, when you get the title information back, what sort of paperwork issues are remaining at that point?”

Canciello stated that he will then file a complaint against the property. If there is no response, he will take a default and he expects that by the next Council meeting in October they should close to demolishing the property.

Ms. Roman asked if there is a 30 day response period and Canciello stated that it is 20 days. Ms. Roman asked if he would then file for a default and Canciello stated that once that is done and there is a judgment then the house can be torn down.

Ms. Wilson of Fisk Avenue stated that she lives a block away from the house at 313 Fisk Avenue and she has grave concerns about the rats in the area. She stated that the Borough has a responsibility to the citizens of Avalon when absentee property owners pay the taxes yet still abandon the property.

She stated that the apples that fall from the tree are left to rot in the street and the yard. This feeds the rats and she wants the apples removed. Also, the fallen leaves and branches are nesting places for the rodents, raccoons and other vermin. She feels it is the Borough's responsibility to protect the children by removing the apples and the branches.

Bernstein asked how many trees are involved. Ms. Wilson stated there is one tree. Narcisi asked if it would be possible to contact the Health Department about the situation.

Dilmore stated that he would have the crew at the site tomorrow. He stated that the Health Department has been notified. The County usually sends a letter to the Borough when they receive a complaint but to date he has not received any letters from the County about rats.

Jane Miller of 302 Fisk Avenue stated that she has called the Allegheny County Health Department and she has left her name with them but they haven't come out to check the problem. She stated there is another concern about a house behind the Hudgins property. This house has been vacant for several years and has become a fire hazard because of the neglect.

Dilmore stated that the Borough cannot demolish buildings when the owners have paid the taxes. Ms. Miller stated that she checked on-line with the County and the taxes have not been paid. The tax collector, Ed Klicker left the meeting and checked on the Borough taxes which had been paid.

Dilmore explained that the Borough is allowed to receive three grants per year for "blight grants" but even though they apply for three does not mean they will actually receive three. The Borough has received three grants this year and the houses in question tonight and the one on Norwood Avenue are scheduled to be taken down. The next application for Blighted areas will be in April and they will apply for more grant money.

Dilmore suggested that the citizens appeal to State Representative Dan Deasy for help with this problem. He suggested that his office should help with legislation to make it easier for the boroughs and

municipalities to condemn these properties. As it is now, it costs the Borough hundreds to thousands of dollars to apply to the courts and to prove that the property is a hazard. Even after the Borough files the court papers, the owner has the right to appeal which is another fee and it may take months to go through the whole process. It is a time consuming process and he asks the citizens to be patient with the Borough. He stated that he and Council want to improve the area but there are legalities that must be adhered to before the final stage of demolishing the building.

Dixon suggested that the neighbors help with the clean up of the properties in question but it was pointed out that this could lead to other legal problems.

Daryl Caruano of 210 Marie stated there are three houses on Marie Avenue that should be taken down. One of them in the 300 block of Marie Avenue had a fire and the property has been empty.

Dilmore stated that the owner has been working with the Borough but because there was no insurance on the property, it has been up to the owner to pay for the damage. The house is going to be demolished soon at the owner's expense.

Chris Heath of 205 California Avenue asked if it would be possible to have the citizens clean up the tree and other debris on the abandoned property where the rodents are infesting.

Solicitor Canciello stated that he sees no problem with the neighbors doing that. Narcisi said they should co-ordinate the clean-up and have the Borough help. He suggested that the fire department could help with a dumpster.

Dixon stated that "nothing is free," but the fire department would work with the Borough.

Bernstein stated that he would help with the clean up.

Another citizen asked what liability would be put on the volunteers if they went on the property to clean it up. Canciello stated that if the

property is abandoned, he doubts that the owner will come out to file a complaint about the clean-up.

Dilmore suggested that they should not enter the interior of the houses just work on the outside.

Narcisi suggested that the volunteers use common sense and good judgment when cleaning the area.

Jackie Yurkovich stated that the gravel is gone where the Borough worked and it needs to be refilled. It is dangerous to her and her car is being damaged.

She stated that there is an old tree that fell and the vines are overgrown and should be removed.

She wants to know why the door in the apartment building at 646 Grandview Avenue is locked. Nobody can get into the building in case of a fire or emergency. The fire department is aware of the situation.

MAYOR:

NO REPORT

SECRETARY/MANAGER:

- Dilmore stated the paperwork for the tan loan is complete and Council has a copy of the transfer.
- Worked with the Solicitor and BIU on the settlement of the Queensbury Apartment Building violations. The Solicitor will address this issue during his report.
- Sent the acceptance of the COG bids on the house demos and gave the final paperwork to the Solicitor.
- Looking into the problems with the phone system and possible remedies for the building.

- **Attended the Managers meeting on the new Tax Collections process, the salt contract, and the MEIT healthcare pricing.**
- **Assisted Council in the hiring process of two (2) full time police officers and the retirement of Paul Lawry.**
- **In the process of preparing for the Budget meetings.**

SOLICITOR:

Canciello stated on the issue of Blight which seems to be the focus of this meeting tonight, there is a Senate Bill pending in Harrisburg which addresses these concerns. It is Senate Bill 900 and is called the "Neighborhood Reformation and Revitalization Act." This Act is designed to make it easier for municipalities to attach properties anywhere in the Commonwealth and clean it up.

There is also a House Bill pending which addresses the squatter's rights issues and will allow anyone living in a house for 10 years to claim rights as opposed to the current 20 years. This is House Bill 1322. It shows movement in the areas of citizen concern by the State but there is still a lot of work to do on these issues.

House Bill 2431 proposes mergers of municipalities and makes the County the main local government. He stated that he does not see any threat with this Bill at this time.

There will be a motion tonight to accept Resolution No. 1066 which acknowledges the retirement of Officer Paul Lawry after 25+ years of service to the Borough. This would include a "Length of Service Increment" of Five Hundred Dollars per month.

ENGINEERS REPORT:

Lindsey Jewart represented Chester Engineers at this meeting.

NO REPORT

FINANCE:

Powell moved to accept the appointment of Keystone Tax Collection Agency as the Tax Collection Commission hereafter known as the ANTCC.

Narcisi asked the Tax Collector, Ed Klicker, to explain the work of the new tax agency.

Klicker stated that this agency is working across the state to set up for the collection of the taxes but the Avalon Tax Office will continue to collect the 2010 taxes and possibly part of 2011. By collecting the taxes through April it would allow the Borough to have revenue for the first quarter of the year. After that, the new agency would take over the collection. Klicker thinks it is good to have the agency begin the taking the collections prior to the official date of 2012.

Lloyd noted that this is an established company and is capable of collecting these taxes. Klicker agreed, stating that this company is ready to begin and by allowing the program to start in 2011 will allow them to go through the files and set up their program.

Donnelly asked where the local office is currently located. Dilmore stated that the agency wants to open an office in Hampton Township, Industrial Park or McCandless Township areas but they have not made a decision yet. They already have local offices but not in this area.

Donnelly asked about the collection process and what if the citizens have questions. Dilmore stated that the citizens can still come to the Avalon Tax office for assistance. There will be a computer available for their use and they will be able to access information not available from Ed Klicker.

Donnelly asked if the senior citizens would be able to access information on the computer and Dilmore explained that the seniors probably would not have need for this since it would involve earned income tax and not real estate tax.

Donnelly asked about collecting from the out of state employers. Klicker stated that he has trouble collecting from them now but maybe with the

new law, the ANTCC will have a way of collecting that has not been available to Avalon Borough.

Powell moved to direct the secretary to take the necessary steps to obtain the paperwork necessary to enter into an agreement with ANTCC for tax collection beginning in January 2011.

CARRIED

Powell moved to accept the Finance Report as submitted.”

CARRIED

“To accept the Treasurer’s Report as submitted.

CARRIED

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

CARRIED

“To pay the List of Bills as submitted.”

Powell stated that the need to curb spending is still in effect and hopes the committees will continue to do this.

SAFETY:

Lloyd moved to approve Resolution NO. 1064 to join the West Hills Task force for the purpose of promoting safer highways in Pennsylvania.

Narcisi asked the Police Chief, Tom Kokoski to speak about this program.

Kokoski explained that joining this task force is good for the Borough because it will make the roads safer and bring in revenue to the Borough. The police department will host a DUI program twice a year. Everything is in place to get started once they join the task force.

Narcisi called for a vote and the motion was...

CARRIED

Lloyd moved to accept Resolution No. 1066 authorizing the retirement of Police Officer Paul Lawry.

Lloyd stated that the Quality of Life Committee announced the two (2) top winners of the Landscape contest. The first prize is to 304 Harrison Avenue and 2nd prize is to 214 S. Birmingham Avenue.

He congratulated the winners and the committee for doing such a fine job getting the citizens involved. He stated the next meeting for the Quality of Life is next Wednesday, September 29, 2010 and they are always looking for more members.

STREETS:

Lloyd moved to direct the Secretary to advertise for two (2) dump trucks as specified by the Streets Committee.

CARRIED
(DIXON VOTED NO)

PROPERTY:

Sefick moved to accept the proposal of Intex Construction on the repair of specified section of Birmingham Avenue steps at a cost of \$9,560.00.

CARRIED
4-3 VOTE

HEALTH/SANITATION:

Dixon announced that Alcosan will host a meeting to discuss our drinking water. He suggests that if the residents are not happy with their sewage bills, they should attend the meeting. It will be held on October 20, 2010 at the Bellevue Christian Church on Lincoln Avenue in Bellevue from 5:30 p.m. to 8:00 p.m. More information will be in the Citizen newspaper.

CORP/PLANNING

Bernstein moved to direct the secretary to contact AMCOM of the possible cancellation of the copier contract, sixty (60) days prior to the end of the contract.

Dixon asked why and Bernstein explained it will be for cost effective reasons. They are looking into other options at this time.

CARRIED

Bernstein announced a change in the Dumpster Day to Saturday, October 23, 2010. Dilmore stated that is because of a conflict with student availability.

He also stated that there has been a resignation on the Joint Planning Commission which affects Avalon Borough and encourages interested parties to contact the committee. This is an appointed position at the discretion of the Committee.

Dilmore asked if there was a submission of a resignation letter because he has not received it. Bernstein stated that he will give him a copy of the letter received by the Committee.

INTER-BORO

Donnelly moved to accept Resolution NO. 1065 opposing forced local government mergers and consolidations.

CARRIED

Donnelly also stated that Millie Savage recently passed away. Millie was a very influential woman who worked on the committees in several boroughs. Donnelly suggested that Council purchase a book and donate it to the Avalon Library in Millie's memory. She will discuss this further with Council.

She also stated if anyone is interested in the annual COG dinner they should register with her as soon as possible. The dinner will be held on

October 20, 2010 at the Shannopin Country Club and the cost is \$30.00 per person.

She also stated there will be a County meeting and if anyone has any questions or concerns that can be addressed at the meeting please see her as soon as possible.

PARKS:

Cortese thanked the pool manager, Cati Makatura, and her staff for wonderful job they did this year. He also noted that the pool is \$20,000 under budget this year but not all of the figures have been submitted. He will submit a more detailed report at a later date.

He read a letter from Cati thanking the Borough for the opportunity to manage the pool this season. She was grateful for the experience and the opportunity to use her training and certification to serve the people of the area. A copy of the letter is attached to the minutes.

He stated that Cati had several recommendations for the pool for next year. She suggested that the Borough consider having a handicap entrance to the pool, new lockers and different Labor Day hours. These suggestions are also supported by some of the residents of Avalon who use the pool on a regular basis. Cati also suggested having a microphone available for the guards to use in case of emergency and a radio system. She had recommendations for movie night and other ways to promote safety and increase revenue.

Dixon asked how much the pool made this year and Cortese stated that they were over budget. Dilmore stated that even though the Borough had more expenses than revenue, it is the least amount of money lost in the past six years.

LIBRARY:

Cortese stated that the "Touch a Truck" day was a big success. A total of \$583.00 was taken in as follows: \$508.00 for the Library and \$225.00 for the Church bake sale less \$150.00 for expenses.

Cortese stated that he was surprised by the number of people who attended the event but he was pleased that it was received so well by the community.

Cortese moved to accept Rania Sullivan as the director of the Avalon Library.

Donnelly asked if Ms. Sullivan has a contract and Cortese stated they are planning to offer her one.

**CARRIED
(DIXON VOTED NO)**

Cortese stated there is a group that wants to decorate Avalon Park for Halloween. The set up will be free.

There was an objection from a member of the Library board who stated that the Library Board did not vote on that. Cortese agreed that they did not vote on that plan.

Cortese moved to move the Liquor license transfer from 643 California Avenue to 649 California Avenue.

Jackie Yurkovich asked if the process was going to be the same as the previous hearing/meeting and Lloyd stated it would be the same but it would not be advertised as before. Jackie objected to this stating that the Church and the school would not have an opportunity to speak. Lloyd stated that they did not have a representative at the last hearing and no one from either place filed an objection.

Dixon noted that it doesn't matter what Council says, the final word comes from the Liquor Control Board.

Dilmore pointed out that they are still in the process of voting to transfer the license so the Liquor Control Board still does not have a say in the process.

It was pointed out by one of the visitors that people would be coming into Avalon to go to a "nice establishment" not a rough bar.

Narcisi stated that they are not voting to grant the liquor license, only to change the address from 643 to 649 California Avenue. The LCB will still have the final say in the transfer.

Canciello affirmed this statement and said that the hearing is only for the change of address not to grant the restaurant owner the license.

Narcisi again asked for a vote on the motion.

CARRIED

(Dixon & Donnelly voted no)

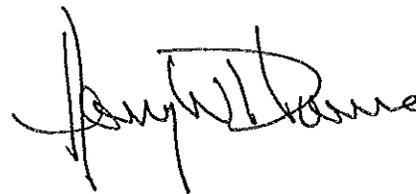
4th of JULY

NO REPORT

Powell moved to adjourn.

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".

**Harry W. Dilmore
Manager**

REGULAR COUNCIL MEETING OCTOBER 19, 2010

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

Roll Call: Bernstein, Donnely, Lloyd, Narcisi, Powell, Repp and Sefick. Also present were Mayor Haseltt, Harry Dilmore, Solicitor Canceillo, Rob Arnold and Judith Brogan. Absent: Cortese and Dixon.

Lloyd moved to accept the Minutes of the September 21, 2010 Regular Council Meeting.

CARRIED

An Executive Session was held prior to the Regular Council Meeting and Solicitor Canceillo stated that it was in compliance with the Sunshine Law.

COMMUNICATIONS:

- **Dilmore stated that he is in receipt of the Emergency Response Codes and has distributed them to the departments.**
- **Dilmore is in receipt of the LO/GR Planning/Flow Charts. Rob Arnold of Chester Engineers will report on this tonight.**
- **Letter from the North Boroughs Chamber of Commerce on the Halloween Parade for October 30, 2010 beginning at 11:00 a.m with registration at 10:00 a.m.**
- **Contract received from Quaker Valley Council of Governments on the house demolitions**
- **Communication and proposal from Direct Energy to look into reducing electricity costs.**

Narcisi announced the winners of the summer Home Improvement Contest: Brian Hathaway of 410 N. Birmingham Avenue, Dalelynn Gray of 214 S. Birmingham, Dennis Thomas of 304 Harrison Avenue and Valerie Cupps of 647 Grandview Avenue.

Narcisi thanked everyone who entered the contest and presented the prizes to each winner.

Mayor Haslett presented an honor award of longevity to Paul Tonic for his mother, Frances Tonic to celebrate her 100th birthday.

This presentation is according to Resolution NO. 1067 to be read at this meeting.

VISITORS:

A resident living at 510 Marie Avenue asked if there is anything he can do about the repeated police calls at 301 California Avenue. The noise and commotion disrupt the neighborhood. Police Chief Kokoski stated that it is a landlord/tenant issue and there is nothing to be done except for the police to respond when called. They are aware of the ongoing problem.

Ruth Lloyd of 225 S. Ohio Street stated that the Cub Scouts are donating ten (10) seedlings to the Borough and would like to plant them in Avalon Park. This will be coordinated with Kilbuck Township through Harry Dilmore. Dilmore announced a donation of ten (10) River Birch seedlings to be planted.

Mrs. Lloyd also expressed concerns about the street lights that are out on California Avenue. She wonders how the Borough can attract new businesses if the area is not lighted properly or safely.

Keith Lorey, foreman of the Street Crew stated they are trying to work with the electric company to correct the lighting problems. He is aware of the lights being out but the crew needs the help and cooperation of Duquesne Light Company.

She also asked if there are any current plans to attract new businesses to the area.

Bernstein stated that the Joint Planning Committee meets once a month and their plans are to create and develop ways to improve the area. They are looking into finding a way to combine the three (3) Boroughs to set up joint communications to find ways to bring business into all of the Boroughs.

Jackie Yurkovich of 649 Grandview Avenue stated there is a house in the neighborhood that has had garbage out all week. She asked if there an Ordinance that states that garbage cans must be used and the times the garbage can be put out for pickup.

Dilmore stated that Act 900 known as the Blight Act empowers municipalities to create and enforce laws that force the demolition and clean-up of the blighted or abandoned properties.

Dilmore stated that Ordinance No. 1190 and amended Ordinance 1197 states that garbage in cans, bags or other containers is to be put out twenty-four (24) hours prior to pickup.

Narcisi stated that the Quality of Life Committee is working hard to get the community back to an acceptable appearance. There is a meeting next week and they are always happy to accept ideas to improve the Borough.

Tom Michalow of 213 S. Birmingham Avenue stated that "Graffiti Day" was a big success. He suggested that it be done every year possibly in the spring.

Tom also stated that Dumpster Day is on schedule for October 23, 2010.

He also said that the Band Boosters appliances are in the shed in Bellevue and asked if he could pick them up for Dumpster Day. Repp asked if they were tagged correctly and Tom said they would be tagged.

Linda Hutchins of 307 Fisk Avenue thanked Keith Lorey and the Street Crew for cleaning the apples and trash she and others complained about at the September meeting.

Linda also expressed concern about the house at the bottom of Fisk Street. She said the address is either 100 or 102 Fisk Street. The people

living there planted Rose of Sharon bushes and she is concerned these bushes will grow too high and will block the view at that corner. She already had an accident at that corner and she is concerned about the visibility.

Dilmore stated that he will look into the matter.

Linda is also concerned about 313 Fisk and 309 Fisk. Are they selling? Can anyone actually live in these houses? Dilmore stated that the building codes would be followed and there are other state, county and borough codes that would be enforced before any sale is finalized.

She also stated that the Quality of Life is working on the December 11, 2010 event. This will include the Christmas Walk, a pancake breakfast, ornament sales, a Christmas tree, Santa Claus and a cookie exchange. The participants so far are the Trinity Church, Greenstone Church, Avalon Library, and Avalon PTO. Everything at this time is tentative.

Linda stated that the gas company dug up the roads and she wants to know if they will be repaired before the bad weather comes. She is also concerned about damage to the hood of her car.

Dilmore stated that there is a construction meeting on Friday with the contractor. The sidewalk will be done completely but not the roads at this time. Everything should be done in the spring.

Linda asked about eliminating the gas shut-off on her property. Dilmore stated that this would be done at the meter in the future.

Other residents expressed concerns about having the turn-off valve at the meter in case of a fire. Dilmore stated that they would have to contact the gas company if there was a fire. This is an issue that should be addressed with Gas Company which he will do on Wednesday.

Carlo Finotti of 800 Malvern Avenue stated that he is a four (4) year resident and he will be leaving the Borough within the next few years. He is concerned how Avalon intends to keep the thirty-something people in the area.

He listed the pros and cons such as:

1. decent neighborhoods
2. nice buildings.
3. good school district.

He asked how Avalon can be refreshed to appeal to the younger people.

The negatives are

1. crimes,
2. drug deals
3. too many rentals
4. curfew issues
5. trash issues

He said he has seen young teens smoking in the California Avenue Park.

He suggested that the police patrol the area on a regular basis between 6:00 p.m. and 11:00 p.m. using beat cops. He also suggested that the condemned property problem be addressed.

He wants to know what the long term goals are concerning how to bring money into the Borough. He also wants to see what the money is used for that the Borough is currently collecting.

Repp stated that he and the other Council members appreciate his concerns and suggestions and they are working hard to improve the community.

Narcisi invited Mr. Finotti to attend the Quality of Life meetings and he suggested that he speak to the police chief about the underage smoking and any other violations in the area that he witnesses or is concerned about.

Mayor Haslett stated the new police chief is pro-active concerning the drug problem in the area. The Mayor said he knows the police are working with the chief to clear the drugs but it is a constant ongoing process and they are making baby steps at this time.

MAYOR:

Haslett addressed the issue of the lights on California Avenue. He asked Keith Lorey if there is any thing he can do about the problem and Keith said they are working on the lights. The lights in front of the school need to be checked by the electric company.

Bernstein said he has been looking into the LED lights and the technology that would improve the lights. He is still in the research area and not ready to make any recommendations.

SECRETARY/MANAGER:

- Dilmore stated that he in receipt of a grant in from the Pennsylvania Commission on Crime and Delinquency with an award of \$9,500 to purchase lap top computers for the police cars, software and a new computer for the police department.
- Dilmore is in receipt of a matching grant from the Bureau of Justice Assistance for bullet proof vests for the police department.
- Dilmore stated that the property assessment workers will be in the Avalon. The field people will be wearing identification tags and the information is available on the Avalon website.
- Letter from the county regarding Election Day which will be on November 2, 2010.
- Final release on the Phillip's case from litigation. The Solicitor will address this during his report.

SOLICITOR:

Canciello stated that Phillip's case has been settled and all money is being paid through the insurance company PIRMA. Bellevue is paying part of the settlement from their general fund.

He addressed Act 900 which has been signed by Governor Rendell and will go into effect within ninety (90) days.

ENGINEERS REPORT:

SEE ATTACHED

FINANCE:

Powell stated that money is tight at this point and he is imploring all of the departments to curtail all discretionary spending.

Powell moved:

“To accept the Finance Report as submitted.”

CARRIED

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

CARRIED

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

CARRIED

“To pay the List of Bills as submitted.”

CARRIED

The tax collector, Ed Klicker stated that the tax collections are not as far behind as last year but they are still lacking.

Repp asked when the next budget meeting will be held and Dilmore stated it would be held on October 21, 2010 at 7:00 p.m.

SAFETY

Narsisi stated that he applied for and received a grant for the computers and bullet proof vests for the police department as reported by Chief Kokoski.

Bernstein asked if the grant includes training on the computer and Chief Kokoski said it does not because the grant was received after the training class was over. Kokoski stated that the program the police department is currently using is from 1988 and is in need of being updated.

CARRIED

Narcisi spoke about Act 900 which was signed into law by Governor Rendell today, October 19, 2010.

The new law will allow extradition of absentee landlords to face repeated violations. Also, if the owner/landlord is in constant violation, the municipalities can refuse to grant occupancy permits.

Donnelly asked if it would be possible to extradite owners from other states and Yurkovich asked who would be responsible for paying the cost of the paper work and transportation of the extradited owners. Narcisi stated it would actually have to go through the District Attorney's office to extradite from other states and the cost may be attached to any fees or fines imposed on the owners.

Overall, even though the new law gives the municipalities more power to impose and collect fines or file for demolition of abandoned properties, it will still take time and money to go through the process.

Donnelly stated that this law would make people accountable and financially responsible for their property but because the law was just signed, it will take time to work out any problems.

Narcisi stated there is a list of government owned properties and this will also be a help to all of the municipalities.

Narcisi moved "to permit the North Suburban Chamber of Commerce to have the annual Avalon-Bellevue Halloween Parade on Saturday, October 30th beginning at 11:00 a.m. with registration beginning at 10:00 a.m. at the Avalon Elementary School parking lot."

CARRIED

Narcisi moved “to grant a handicap parking sign to Charles Zurbach or 848 Florence Avenue.”

Before Repp opened the discussion to the floor, he noted that he is against this motion because there is a garage on the property and there are two other signs for handicap parking in the area already.

Donnelly asked if the garage is attached to the building and Repp stated it is on the side and it is not attached.

Sefick asked if the police chief if he had looked at the property and the need for the sign. Kokoski stated that he did check it out and noted that the sign that is currently there is being used by another resident.

Powell stated that when a handicap parking space is granted it belongs to anyone with a handicap placard.

Donnelly stated that the request should be re-evaluated and a roll call vote was taken. The motion was then...

CARRIED

(3-3 vote with Mayor Haslett casting the tie breaker vote)

Narcisi thanked the volunteers, Jackie Yurkovich, Ruth Lloyd anddd Tom Lloyd, who put up the corn stalks on the Avenue for the Halloween season.

STREETS:

Lloyd stated that the food banks are in desperate need of donations because of the holidays coming soon so if anyone can donate to the local food bank located at the hospital, it would be greatly appreciated.

Donations can be dropped off at the hospital loading dock on Tuesdays and Thursdays.

Sefick asked what is being done to get the roads fixed before the winter season. He also asked what is being done about the trucks the Street Department needs in order to do their job.

Repp stated that these items will be discussed at the Budget Meeting and the Finance Meeting which is scheduled for Wednesday and Thursday.

PROPERTY:

NO REPORT

HEALTH:

NO REPORT

CORP/PLANNING:

NO REPORT

INTER-BOROUGH:

Donnelly stated that the QVCOG meeting will be tomorrow night, Wednesday, October 22nd at the Shanopin Country Club.

Donnelly moved “to have the Secretary read Resolution No. 1067 and have the reading followed by a vote.”

Dilmore read:

**AVALON BOROUGH
RESOLUTION NO. 1067**

LET IT HEREBY BE RESOLVED that Avalon Borough Council does honor Frances Tonicic on her 100th birthday, celebrated on September 30, 2010.

THIS RESOLUTION is adopted this 19th day of October 2010.

CARRIED

PARKS:

NO REPORT

LIBRARY:

NO REPORT

4th of JULY/FESTIVAL

NO REPORT

Lloyd moved "to adjourn."

CARRIED

Respectfully submitted

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

Harry W. Dilmore

**REGULAR COUNCIL MEETING
NOVEMBER 16, 2010**

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

Roll Call: Berstein, Cortese, Dixon, Donnelly, Lloyd, Powell, Repp, Sefick. Also present were Dilmore, Solicitor Canciello, Mayor Haslett, and Shawn Rosensteel.

Canciello stated there was an Executive Session held prior to the Council Meeting concerning personnel issues and was in compliance with the Sunshine Act.

Powell moved to accept the Minutes of the October 19, 2010 Council Meeting.

CARRIED

COMMUNICATIONS:

- Dilmore stated that Avalon Borough received the money from FEMA for the 2010 snow event. The money was transferred to the General Fund.
- Received the Energy Audit with Allegheny County and was forwarded to the Corporation and Planning Commission.
- Letter from Dick Hadley of the Allegheny North Tax Collection Commission on resolution notifying DCED of Avalon's choice of Keystone as the EIT Tax Collector for 2011. There will be a motion made at this meeting.
- Received official copy of the Quaker Valley Council of Governments police mutual aid agreement that Council approved in January.

VISITORS:

Paul Fronzack of 227 S. Home Avenue complained about the parking on California Avenue near the Avalon Pharmacy and other businesses in the area. He stated that E.R Auto consumes parking spaces for hours and there is no police ticketing. This is a legitimate problem for people trying to use the businesses in the area especially for the senior citizens who patronize the pharmacy, the barber shop and the beauty shop.

Paul stated that he parks on the hill which is a problem for him and customers are also complaining about the inconvenience. He feels that Council has to come up with a solution to accommodate the businesses, the customers and the residents of the area.

Sefick stated there are coins being put in the meter by E.R Auto and Repp stated that the Safety Committee is also working on the problem.

Mayor Haslett met with Ron Franck of Avalon Pharmacy who is also looking for a solution since his business is one of the ones losing customers.

Cortese suggested that the first six (6) metered spaces be reserved for the pharmacy, Red's Barber Shop and the attorney's office. This suggestion was refused by Evans wife.

Donnelly suggested that Council could check with other communities and municipalities to see if they have similar problems and how they handle them.

Yurkovich stated that the employees of the pharmacy have to park and walk to work because they cannot park on California Avenue.

Mayor Haslett assured the citizens that Council is working on the problem.

MAYOR:

Mayor Haslett complimented Council on the police contract negotiations stating they did a good job.

SECRETARY/MANAGER:

- Dilmore stated that work is continuing on the ²⁰¹¹2010 Budget. He stated that the Budget items include working on new suggestions for the fees. He will keep Council informed as the work progresses.

SOLICITOR:

Canciello stated that the purpose of the Resolution that will be put on the floor at this meeting is to set forth the new various collections fees that are assessed for the collection of taxes beginning in 2011.

Also this Resolution will appoint Keystone Tax Collection Agency as the official tax collection agency for Avalon Borough beginning in 2011.

He stated that Ed Klicker who is the current elected Tax Collector will continue to collect the first two quarters at the current rate then Keystone will collect the third and fourth quarters.

Canciello also discussed Act 91 which was signed into law by Governor Ed Rendell on October 27, 2010. This changes the Borough Code permitting conditional hires by the Borough prior to physical, physiological and/or psychiatric evaluations. It allows Council to hire a mediator to evaluate the potential new hire. They would only offer an opinion as to the health of the potential employee but they would not have to state it with reasonable certainty.

ENGINEER:

Rosensteel stated that the project on West Bellevue Road sewer design is complete. He stated that the project to remove old sewer pipe and lay new pipe is being worked on with an estimated cost of \$318,000.00.

Rosensteele did not have a written report at this time.

Finance:

Powell moved to accept the Finance Report as submitted.

CARRIED

“To accept the Tax Collector’s Report for October 2010 be accepted as submitted.”

CARRIED

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

CARRIED

“To pay the List of Bills as submitted.”

CARRIED

Powell moved to waive only the 1% per month penalty that has accrued since January 1, 2009 on filed 2008/09 delinquent wage tax accounts.

Klicker explained that this motion will encourage residents to pay their delinquent taxes before Keystone Collections takes over. They will receive a letter with the promise (for lack of a better word) that Keystone will not pursue legal action if they make their payments to the Avalon Tax Office.

This will allow Avalon to have the revenue in the first quarter of 2011. He explained that the 1% is actually a freeze on the penalty to encourage payment.

**CARRIED
(DIXON VOTED NO)**

Powell moved to pass Resolution No. 1067, establishing reasonable costs of collection for delinquent taxes and appointing Keystone Tax Collection Agency as the responsible party for collecting earned income tax.

CARRIED
(DIXON ABSTAINED)

SAFETY

NO REPORT

STREETS:

Lloyd moved to authorize the Secretary and proper officials to move forward on the purchase of two (2) dump trucks.

CARRIED
(DIXON VOTED NO)

Powell asked about establishing a contract to rent trucks in the event a snow storm ensues before the trucks are purchased. Dilmore explained that the Borough would rent trucks as needed and the crew employees would be able to drive them so there would be no need to rent drivers.

Lloyd move to enter into an agreement with Ben Avon Heights Borough for snow removal for the 2010/11 season.

CARRIED
(DIXON VOTED NO)

PROPERTY:

NO REPORT

Dilmore stated that a check was received from the insurance company for the damage that was done to the wall at the Library. Repairs will be made in the near future. He apologized to Sefick for not informing him about the receipt of the check.

HEALTH:

Dixon asked about publishing the names of the residents who are delinquent paying their garbage bills. There was a lot of discussion on the pros and cons of this suggestion.

Dilmore stated that notices have been sent threatening to take them to the local magistrate, Tara Smith. He is giving those people three (3) months to bring their accounts current.

After much discussion, Dixon moved to publish the names of the people who are not paid up by January 18, 2011 and publish them in the January 28, 2011 edition of the Citizen.

CARRIED

CORP/PLANNING:

Berstein moved to appoint Bridget Jackson of 624 Hemlock Street to the Planning Commission to a two year term effective immediately.

CARRIED

Bernstein moved to hire Ricoh Business Systems as the new copier supplier, at a cost of \$411.66 per month.

CARRIED

INTER-BOROUGH:

NO REPORT

PARKS:

Cortese stated that there will be a rate increase for the swimming pool and the shelter rentals. He will keep Council informed when he has the final rates.

LIBRARY:

NO REPORT

Mrs. Maruse stated that the Avalon Elementary School, the Trinity Lutheran Church and the Greenstone Church will be hosting the "Brightening the Season in Avalon" gala on December 11, 2010. Flyers will be distributed to the local businesses to advertise this event.

4th of JULY/FESTIVAL

NO REPORT

The meeting adjourned at 9:48 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, sweeping initial 'H'.

Harry W. Dilmore

Approved

REGULAR COUNCIL MEETING DECEMBER 21, 2010

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

Roll Call: Bernstein, Cortese, Lloyd, Narcisi, Powell, Repp, Sefick.st. Also present were Mayor Haslett, Dilmore, Solicitor Canciello, Shawn Rosensteel and Judith Brogan. Absent: Donnelly and Dixon.

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

Lloyd moved to accept the Minutes of the November 16, 2010 Regular Council Meeting.

CARRIED

COMMUNICATIONS:

- **Dilmore stated that he received the 2011 Waste Management pickup schedule. Cards for the New Year for both the recycling and the usual garbage pickup will be mailed by Waste Management in the near future.**
- **Received contract for salting and plowing on State roads in Kilbuck Township from District 11. There will be a motion during this meeting.**

VISITORS:

Paul Fronzak of the Hampshire House on South Home spoke about the delinquent Real Estate taxes and stated that he was one of the residents who had their assessments reassessed and he was asking the Tax Collector when he could get his refund. He was informed that he did not pay his taxes so he could not get a refund. He stated that he did not receive a bill for the new tax amount and he always pays his taxes. He is wondering how many other residents did not receive their tax bills.

Dilmore stated that when mail is sent out, the only way the Municipal offices know that mail is not received is if they are returned by the Post Office. Very few pieces come back so the Tax Collector and the secretaries have to assume that the mail was delivered.

Michelle Smith spoke about the project titled "Enjoy Bellevue." Their primary objective at this time is to reclaim the wilderness, specifically the area on West Bellevue Station Road. She stated that they applied for a grant to fund the project but did not receive it.

She stated that while they are aware of the sewer line problem there, the committee would like stop all dumping in that area.

Bernstein asked what impact the sewer repair will have on their project and was told that the group is willing and able to work with any work being done there. Michelle stated that their goal is not to rebuild the road but to improve the area by informing the people about the plans to create a hiking and biking trail among other ideas they are considering.

Narcisi stated that there is a lot of history surrounding that area involving Native American Indian Tribes and the war fought by Pennsylvania and Virginia. He feels this could be an important piece of information for the citizens to know.

He agreed that the area should be free from the debris and garbage that people currently dump there and he encouraged Council to support the request to enforce the "NO DUMPING" idea.

Yurkovich commented on the Santa Day and thanked Santa for the wonderful job he did and for the candy canes. She then asked what happened to the Christmas tree that was put outside of the Borough Building.

Lloyd explained that the wind, rain and snow caused the tree to get wet then it froze and became too heavy and it fell over. The Street Department was going to put it back up but the lights are also creating a problem.

Dilmore stated that the area around the tree looks like dirt but 8 inches down it is concrete and the stakes could not be put in that to keep the

tree from falling over. He suggested that future Christmas trees and decorations be put in the California Avenue Park where the tree would be more secure and there could be other decorations as well. He will need advance notice of the Committee's intentions and will work with them.

Yurkovich stated that people who own the houses on the steps on the hill are not shoveling the snow and she is concerned about falling. Dilmore told her to notify the police who will then notify the owners that they have to clean the area or be fined.

Mayor Haslett stated that he will be in touch with the Chief of Police and make him aware of the problem.

Yurkovich asked how the Borough got in such a mess with the delinquent tax problem. She stated that Powell, Finance Chair, asks every month for cutbacks and care in spending and she wants to know how the Borough could be owed \$80,000 in back taxes.

Dilmore explained that the Tax Collector, Ed Klicker, is not in attendance but he will try to explain the problem with the delinquencies.

He stated that "at least" \$40,000 of the delinquent taxes is not collectable because of absentee owners. The rest of the problem is the economy. People are just not paying their taxes. Klicker does a good job of collecting the money but people are not paying their taxes or their garbage bills.

Dilmore also stated that attaching fines and fees to the delinquent tax bills does no good because they don't pay them either. He stated that as of January 15, 2011 the Borough intends to publish the names of delinquent garbage accounts.

Yurkovich stated that it is not fair to the homeowners that do pay their taxes when there are people who do not pay. Repp agreed with her and thanked her for bringing her concerns to Council.

MAYOR:

Haslett wished everyone a very Merry Christmas.

SECRETARY/MANAGER:

- **Dilmore stated that the auditor for the liquid fuels audit was ill so she did not work on the audit yet. He stated that he anticipates her coming in next week.**
- **Budget is complete and on public display for review. It will be finished at the Clean-Up meeting.**
- **Dilmore stated that he and Rosensteel are still working with Bellevue on the West Bellevue Road situation. He stated that Avalon and Bellevue have been trading articles and Ordinances for the past month but can find nothing stating that Avalon and Bellevue are sharing the maintenance on the sewer line. There are articles stating that they agreed on the grading of the road but nothing about the sewer line.**

He stated that Katy (from the DAS) gave him an article from 1912 that prompted him to do more research. He stated that he checked the Minutes from 1912 back to 1908 and from 1912 forward to 1916. He found nothing to indicate that there was any agreement to share the maintenance of that particular sewer line.

Dilmore stated that at the present time, everything is being shared equally by the Boroughs but if Grant money is received the two Councils will have to decide how the money and the work will be split. It will need to be decided if the grant money will be shared equally or if it will be on the usage basis. Bellevue's usage is greater than Avalon's because of the number of residents and because of the Hospital usage.

Rosensteel will have a more detailed report on West Bellevue Road during his report tonight.

SOLICITOR:

Canciello stated that Resolution No. 1069 will be put on the floor for a vote at this meeting. He explained that the purpose of the Resolution is to authorize Avalon to acquire the property located at 619 Norwood Avenue for \$1.00. He stated that the house has already been condemned so the Borough can demolish it and they already have potential buyers for the property.

Northgate and the County are expected to waive any taxes or liens on the property.

Lloyd asked if Canciello has received any further information on the property located on Fisk Street and Canciello stated that R & B Contracting is in charge of the demolition for that property and they are not returning calls. Dilmore will stay on that problem and get back to Council.

At the end of his report, he wished everyone a Merry Christmas.

ENGINEERS REPORT:

Shawn Rosensteel stated that the specifications for West Bellevue Road are complete. He stated that once the Grants are received, the contract between the two Boroughs can be worded accordingly.

Shawn stated that a Grant has been applied for with the Allegheny County Economic Development. He spoke with a gentleman in that office a few times but has had no recent contact with that office.

Shawn stated that he is working on the Feasibility Study required by Avalon's Consent Order. The actual study is not due until sometime in 2012, however, the alternative analysis is due in March or April of 2011. This reviews the model completed by Alcosan determining if Avalon can send full flow or full capacity to Alcosan and what will happen to Avalon's system as a result. He stated that this is a convoluted and tedious process that must be done but the Borough is in compliance with the Consent Order as it is today.

Cortese asked if Shawn had anything to turn in regarding West Bellevue Road. Shawn stated that his report will go to the Allegheny County Health Department and is due on January 31, 2011. This is a requirement under the Consent Order.

Finance:

Powell stated that finances are very tight. He noted that according to the study done on state budgets, all of the states are having the same problem. The Borough has a working budget for next year but the Borough is going to have to find new and inventive ways to run the Borough more efficiently because the Grants are will be fewer with less money because the funds are running low in all of the states.

Powell moved

“To accept the Finance Report submitted.”

CARRIED

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

CARRIED

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

CARRIED

“To pay the List of Bills as submitted.”

CARRIED

SAFETY:

Narcisi moved to relocate the current handicap parking sign to 538 Marie Avenue.

CARRIED

pay for the meters if they would be enforced. They are willing to absorb any cost for installing the meters, signage, etc. They are also willing to donate \$10,000 per year to any cause in the Borough they feel is worthy.

Kokoski stated that the problem is not the enforcement of the meters, but the lack of parking space in the area.

Ron stated that Council should consider raising the meter violations to \$10.00 on the fifteen (15) minute meters.

Ron also noted that cars that are illegally parked all day are only getting one ticket. He thinks they should be ticketed more than once.

Kokoski stated that he has his officers out ticketing but because this is a small town, the residents call each other when they see the police ticketing cars. Thus, when the officers are ticketing on one side, by the time they get to the other side the cars are moved or money has been put in the meter.

Narcisi asked about a law or ordinance which would resolve this problem and Ron stated that his personal lawyer told him that state law does not allow parking at a meter for more than seven days.

He stated that he needs a solution as soon as possible because he cannot stay in business if his customers cannot park in the area. He believes the fifteen (15) minute meters will work if they are enforced. Kokoski noted that they cannot selectively enforce the meter parking.

Lloyd asked if Ron Franke and the owner of Mr. & Mrs. Regus, owners of ER Automotive, would be willing to attend a Safety Committee meeting on January 11, 2011. He believes that if all parties involved would meet and discuss this problem, a solution may be reached. Lloyd believes that part of the problem is that the business owners involved are speaking to different people and committees at different times and they are not able to reach a solution.

Repp stated that the solution needs to be found not talked about. Cortese wants the meter ticketing enforced.

Repp stated that Ron Franke's concerns are being taken seriously and he feels that a solution can be found and he encourages all parties to attend the Safety Meeting.

Yurkovich stated that the Community Pharmacy has been in the area for a long time and is a staple to Avalon. She also stated that new business is always welcome to the area and something should be done to resolve this problem.

STREETS:

Lloyd read a summery list of safety points for the residents and Street Crew workers to follow during snow storms. While most of the recommendations are basic common sense, others are informative. It should be kept in mind that winter emergencies are just that – emergencies. Residents are asked to be patient and understanding with the police and public works departments as well as the office staff. Residents should check Avalon Borough's website for further information concerning snow removal at www.boroughofavalon.org.

Lloyd also gave an update on the two recently purchased trucks. The first chassis is in and the bed is being done. He is certain that the trucks should be ready sometime in January.

Lloyd also commented on the Quality of Life Christmas gathering. He stated that it was a happy event and he and Mrs. Claus enjoyed themselves.

PROPERTY:

Sefick moved to approve Resolution No. 1069 authorizing proper officials to obtain property located 619 Norwood Avenue in Avalon.

CARRIED

HEALTH:

NO REPORT

CORP/PLANNING:

NO REPORT

INTERBORO:

NO REPORT

PARKS:

NO REPORT

LIBRARY:

Cortese asked Canciello to give the report. Canciello stated that the application for incorporation will be completed in January.

Cortese wished everyone a Merry Chirstmas.

4th of July

NO REPORT

Cortese moved to adjourn.

CARRIED

Respectfully submitted

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

Harry W. Dilmore

Approved

**CONTINUED MEETING OF DECEMBER 21, 2010
DECEMBER 30, 2010**

This is a continuation of the December 21, 2010 Regular Council Meeting. Council President, Ed Repp, called the meeting to order. The purpose of this meeting is to clean – up the 2010 year end business

Sefick moved to name the “Citizen” as the official newspaper of Avalon Borough for 2011.

CARRIED

Lloyd moved to name Chester Engineering as Avalon Borough’s Engineering firm for 2011 and Shawn Rosensteel as Engineer.

CARRIED

Sefick moved to name Meyer-Darragh as Avalon Borough’s Legal Council for 2011 and Richard Canciello.

CARRIED

Donnelly moved to accept Resolution No. 1071, setting the contribution rate for the Avalon Police Pension Fund to 5% for the year 2011.

Dilmore noted that the rate of 5% is by contract.

CARRIED

Powell moved to accept the 2011 Budget as advertised and displayed for public review.

CARRIED

Lloyd moved to accept Ordinance No. 1331 setting the tax rate at 9.01 Mills for the year 2011.

CARRIED

Donnelly moved to appoint Edward Klicker as Tax Collector of delinquent EIT tax to July 30, 2011.

CARRIED

Powell moved to appoint 1st Niagara Bank as depositor of Avalon Borough for 2011.

CARRIED

Donnelly moved to raise Solid Waste Collection fee to \$200.00 for the 2011 billing cycle.

Lloyd asked if the discount period would still be in effect and Dilmore stated that Council will need to decide if the discount is going to be 10% which would be \$20.00 or is it going to be \$10.00. He noted that the residents taking advantage of the discount will put money in the account which is needed at this time. Dilmore stated that the residents do take advantage of the early payment discount.

Dixon stated he objects to the rate increase because the contract calls for a monthly fee of \$162.12 per resident and if we are charging \$200.00 we are over-charging the residents by \$37.88. He believes that the discount is not really a discount because the residents are already over-paying. He stated that his senior citizen neighbors put very little garbage out and for them to pay \$200.00 per month for them is ridiculous.

Donnelly stated that as president of the Quaker Valley Council of Governments, she can attest to the charges set by Waste Management. Avalon is within reason with their charges. She stated that the Borough has to have a buffer to cover the cost of the residents who do not pay and she is being kind when she says that is at least 40 to 50%.

Dixon pointed out that when the residents read that Avalon was going to publish the names of the people who are not paying their garbage bills the Borough collected \$20,000.

Powell stated that the bill has to be paid and while Dixon agreed he was still disturbed that he did not know about the increase until he read it in the Citizen.

Repp stated that he does not know why Dixon was not informed. Repp stated that Dixon needs to attend meetings and Dixon stated that the increase was not discussed at the Finance meeting which he did attend.

Repp called for a vote and the motion was...

CARRIED
(DIXON and LLOYD VOTED NO)

Donnelly moved to set the meeting dates for Avalon Borough Council on the third (3rd) Tuesday of the month at 7:30 p.m. in Council Chambers, located at 640 California Avenue, Avalon, Pa. 15202.

CARRIED

Lloyd moved to accept Resolution No. 1070 setting the appropriations for the year 2011.

CARRIED

Narcisi move to accept the contract of Chief Thomas Kokoski as presented by the Safety Committee.

CARRIED

Powell moved to direct the Secretary to accept the proposal of Fidelity Bank and submit the appropriate paperwork for the 2011 Tan Loan at a rate of 1.5% on \$300,000.

Dixon stated that he is unaware of the Tan Loan and asked if this is the usual process. Council confirmed.

Dilmore stated that Fidelity Bank agreed to accept the same payment plan as First Niagara. They wanted assurance that the Tan Loan money was to be used to repay the loan.

Repp called for a vote and the motion was

CARRIED

Powell moved to pay the remaining List of Bills.

Donnelly asked if that total is #11,831.16 and Dilmore confirmed.

Dilmore spoke about the year end bills stating that two checks came in and the was able to meet the last payroll as well as other bills.

He explained that to collect garbage money owed will incur court fees that can, in some cases, equal half of what is owed. It must be determined if it is feasible to pursue this route in all cases.

He noted that there is a separate account for Waste Management and that money is used solely to pay the Waste Management bill. He will need to use some of the Tan Loan money to pay Waste Management even though he doesn't want to do it. A reserve has to be built up in order to continue to pay the bill.

Dixon pointed out that other communities have special features written into their contract. Dilmore agreed, noting that those communities pay for those extras.

He is hoping that publishing the names of the delinquent account holders will help.

Repp called for a vote on the motion to pay the list of bills and it was...

CARRIED

Repp thanked the Avalon Fire Department and the neighboring Fire Departments who responded to the fire over the weekend. He stated that their hard work confined the fire to one building in a situation that could have been much worse.

He also thanked them for their work through out the year and wished every one a Happy New Year.

Powell moved to adjourn.

CARRIED

(7:45 p.m.)

Respectfully submitted,

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

Harry W. Dilmore