

Borough of Jefferson Hills
Regular Meeting of Council
December 10, 2007

The regular meeting of Council was called to order by President Militzer at 7:40 p.m. in the Municipal Center, 925 Old Clairton Road. Following the Pledge of Allegiance, Mayor Green and Council Members Cmar, Militzer, Oskin, Serapiglia and Weir answered to roll call. Engineer Omer, Police Chief Reagan, Acting Solicitor Gabriel, Manager Shepherd and Public Service Coordinator McVicker were also present. Council Member Kulish was absent, and Council Member King and Secretary/Treasurer were absent due to medical reasons.

Mr. Militzer temporarily adjourned the regular meeting for an executive session, and reconvened the meeting at 7:55 p.m.

CITIZENS:

- A. Ronald Pape - 307 Chelsea Drive - voiced a complaint on the workers installing the fiber optic cables for Verizon. He advised they wear no reflective clothing and there's no flagmen which causes a safety hazard. In response to his question of who to call if there's a problem, Mr. Shepherd advised the subcontractor is liable for any property damage for up to five years after the completion of the project, and he has been in contact with the subcontractor. Mr. Shepherd stated the Borough does not require a bond for work that is done in easements.
- B. Richard Costanzo - 500 Ashley Lane - wished the contractors would postpone the digging until spring and dig in the streets instead of yards. Mr. Shepherd advised he would get with the Solicitor and see if the Borough has any recourse. Mr. McVicker offered to speak with the Solicitor to see if the Borough legally could pull Verizon's street opening permit until the Borough could talk with them and discuss some of the residents' issues.

Mr. Serapiglia moved to send a certified letter to Verizon advising the Borough will rescind their street opening permit if it is discovered they are violating Borough regulations, seconded by Mrs. Cmar and carried unanimously. Mr. Serapiglia requested residents of the affected areas be sent a copy of the letter.

- C. James Hayes - 506 Ashley Lane - advised he discovered the contractors are Quanta from Texas and J&D from Florida, and they are not familiar with the geo-technical conditions of this area. Mr. Hayes advised he is a civil engineer and that the contractors are performing horizontal boring, which should be done by experienced personnel, of which the contractors obviously are not.

Mr. Serapiglia requested Mr. Shepherd take an overall look at Borough ordinances to see how many are outdated.

- D. Rich Beam, Recreation Authority Chairman - wished to talk about the grant closeout. Mayor Green advised he talked with Phil Schulte, past Chairman of the Recreation Authority, and was told the grant was for Tepe Park. The grant was originally for \$186,000, but the Authority only received \$5,000. Mr. Nuss, past Treasurer of the Recreation Authority, called Mayor Green and advised the last check was written February 6, 2006. All the accounting of the grant was done on software of which a copy was given to Mr. Beam and backup of

all checks. The grant was received on March 22, 2005 by past Manager Richard Clark. Mr. Weir requested Mr. Shepherd handle the grant closure from here on out. An argument ensued between Mr. Beam and Mayor Green. Mr. Beam stated he never received any software from Mr. Nuss and he has never even met Mr. Nuss.

Mr. Beam thanked outgoing Council for all their help and support during their tenure.

Mrs. Cmar moved the minutes of regular meeting February 13, 2006 be approved, seconded by Mr. Weir and carried on a 4-0-1 roll call vote. Council Members Cmar, Serapiglia, Weir and Militzer voted yes. Council Member Oskin abstained as he does not remember what he said at the meeting.

Mrs. Cmar moved the minutes of discussion meeting March 8, 2006 be approved, seconded by Mr. Weir and carried on a 4-0-1 roll call vote. Council Members Cmar, Serapiglia, Weir and Militzer voted yes. Council Member Oskin abstained as he does not remember what he said at the meeting.

Mrs. Cmar moved the minutes of regular meeting March 13, 2006 be approved, seconded by Mr. Weir and carried on a 4-0-1 roll call vote. Council Members Cmar, Serapiglia, Weir and Militzer voted yes. Council Member Oskin abstained as he does not remember what he said at the meeting.

Mrs. Cmar moved the minutes of discussion meeting April 5, 2006 be approved, seconded by Mr. Weir and carried on a 4-0-1 roll call vote. Council Members Cmar, Serapiglia, Weir and Militzer voted yes. Council Member Oskin abstained as he does not remember what he said at the meeting.

Mrs. Cmar moved the minutes of regular meeting April 10, 2006 be approved, seconded by Mr. Weir and carried on a 4-0-1 roll call vote. Council Members Cmar, Serapiglia, Weir and Militzer voted yes. Council Member Oskin abstained as he does not remember what he said at the meeting.

Mr. Weir moved the minutes of discussion meeting May 3, 2006 be approved, seconded by Mrs. Cmar and carried on a 4-0-1 roll call vote. Council Members Cmar, Serapiglia, Weir and Militzer voted yes. Council Member Oskin abstained as he does not remember what he said at the meeting.

Mrs. Cmar moved the minutes of regular meeting May 8, 2006 be approved, seconded by Mr. Militzer and carried on a 4-0-1 roll call vote. Council Members Cmar, Serapiglia, Weir and Militzer voted yes. Council Member Oskin abstained as he does not remember what he said at the meeting.

Mrs. Cmar moved the minutes of special meeting May 25, 2006 be approved, seconded by Mr. Militzer and carried on a 4-0-1 roll call vote. Council Members Cmar, Serapiglia, Weir and Militzer voted yes. Council Member Oskin abstained as he does not remember what he said at the meeting.

Mrs. Cmar moved the minutes of discussion meeting June 7, 2006 be approved, seconded by Mr. Weir and carried on a 4-0-1 roll call vote. Council Members Cmar, Serapiglia, Weir and Militzer voted yes. Council Member Oskin abstained as he does not remember what he said at the meeting.

Mr. Weir moved the minutes of regular meeting June 12, 2006 be approved, seconded by Mr. Militzer and carried on a 4-0-1 roll call vote. Council Members Cmar, Serapiglia, Weir and Militzer voted yes. Council Member Oskin abstained as he does not remember what he said at the meeting.

Mr. Serapiglia moved the minutes of discussion meeting July 5, 2006 be approved, seconded by Mr. Militzer and carried on a 3-0-2 roll call vote. Council Members Cmar, Serapiglia and Militzer voted

yes. Council Member Oskin abstained as he does not remember what he said at the meeting. Council Member Weir abstained as he was absent.

Mr. Militzer moved the minutes of regular meeting July 10, 2006 be approved, seconded by Mr. Weir and carried on a 3-0-2 roll call vote. Council Members Cmar, Weir and Militzer voted yes. Council Member Oskin abstained as he does not remember what he said at the meeting. Council Member Serapiglia abstained as he was absent.

Mr. Weir moved the minutes of discussion meeting August 9, 2006 be approved, seconded by Mr. Militzer and carried on a 4-0-1 roll call vote. Council Members Cmar, Serapiglia, Weir and Militzer voted yes. Council Member Oskin abstained as he does not remember what he said at the meeting.

Mr. Serapiglia moved the minutes of special meeting September 20, 2006 be approved, seconded by Mrs. Cmar and carried on a 4-0-1 roll call vote. Council Members Cmar, Serapiglia and Militzer voted yes. Council Member Oskin abstained as he does not remember what he said at the meeting. Council Member Weir abstained as he was absent.

Mrs. Cmar moved the minutes of regular meeting June 11, 2007 be approved, seconded by Mr. Oskin and carried unanimously.

Mr. Weir moved the minutes of discussion meeting July 5, 2007 be approved, seconded by Mr. Oskin and carried on a 4-0-1 roll call vote. Council Member Oskin, Serapiglia, Weir and Militzer voted yes. Council Member Cmar abstained as she was absent.

Mr. Militzer moved the minutes of special meeting July 9, 2007 be approved, seconded by Mr. Oskin and carried on a 3-0-2 roll call vote. Council Member Oskin, Serapiglia and Militzer voted yes. Council Members Cmar and Weir abstained as they were absent.

Mr. Oskin moved the minutes of special meeting July 31, 2007 be approved, seconded by Mr. Weir and carried on a 3-0-2 roll call vote. Council Member Oskin, Serapiglia, Weir and Militzer voted yes. Council Members Cmar and Serapiglia abstained as they were absent.

Mr. Weir moved to table the minutes of special meeting August 8, 2007, seconded by Mr. Militzer and carried unanimously.

Mr. Oskin moved the minutes of discussion meeting August 8, 2007 be approved, seconded by Mr. Weir and carried unanimously.

Mr. Oskin moved the minutes of regular meeting August 13, 2007 be approved, seconded by Mrs. Cmar and carried unanimously.

Mr. Oskin moved the minutes of special meeting August 23, 2007 be approved, seconded by Mr. Weir and carried unanimously.

Mrs. Cmar moved the minutes of regular meeting September 26, 2007 be approved, seconded by Mr. Serapiglia and carried on a 4-0-1 roll call vote. Council Member Cmar, Oskin, Serapiglia and Militzer voted yes. Council Member Weir abstained as he was absent.

Mr. Serapiglia moved the minutes of agenda meeting November 7, 2007 be approved, seconded by Mrs. Cmar and carried unanimously.

Mrs. Cmar moved the minutes of regular meeting November 13, 2007 be approved, seconded by Mr. Serapiglia and carried on a 4-0-1 roll call vote. Council Member Cmar, Oskin, Serapiglia and Militzer voted yes. Council Member Weir abstained as he was absent.

Mr. Weir moved the minutes of special meeting November 20, 2007 be approved, seconded by Mr. Militzer and carried on a 4-0-1 roll call vote. Council Member Cmar, Serapiglia, Weir and Militzer voted yes. Council Member Oskin abstained as he was absent.

Mr. Oskin moved the November bills be approved as follows: General Fund \$1,067,579.04, Disbursement Pension Fund \$5,072.43, Sewer Revenue Acct. \$37,431.45, Escrow Acct. \$10,871.20, Sewer & Water Assessment Acct. \$96.10, Highway Aid Fund \$5,353.81, Police Dept. DARE Acct. \$4,699.24, and Storm Sewer Acct. \$7,991.28, seconded by Mr. Weir and carried unanimously. Council Member Cmar advised she approved all the bills except the Solicitor's bills.

Mr. Serapiglia moved the payrolls for the month of November be approved as follows: General Fund \$288,452.82, Sewer Revenue Account \$5,731.68, and ESA General Fund \$3,104.61, seconded by Mr. Oskin and carried unanimously.

BOROUGH MANAGER'S REPORT:

Mr. Shepherd wanted the record to reflect that he received extension requests for the Scarlet Oaks Plan and the Nix Storage Facility Site Plan until the end of February.

Mr. Shepherd advised the following:

- He received a fax from SHACOG stating they are currently negotiating with Verizon on cable communications, and they are interested whether each community is interested in the activation of the EGG channel. Ms. Omer advised Upper St. Clair has Verizon with the EGG channel and it is very costly. Mr. Oskin reported Verizon is asking the communities to forego the franchise fee, of which the Borough receives approximately \$100,000 per year from Comcast.
- The Reorganization Meeting will be held January 7, 2008 at 6:30 p.m.
- The contractor hired for the Demolition Program is having trouble accessing a house on Route 51. Mr. Shepherd talked to Lou Gorski of SHACOG, and asked if we could substitute a different house for demolition, and was told that is possible, with the stipulation that any house we wanted to add had to be part of the Year 34 CD Program Grant Application. Mr. Shepherd, Mr. McVicker and Chief Reagan looked at the houses in that application and chose a house at 2125 Lewis Run Road. Mrs. Cmar moved to approve a change order to substitute the house at 2125 Lewis Run Road for the inaccessible house on Route 51 for demolition, seconded by Mr. Serapiglia and carried unanimously.
- Ferree Kennels has agreed to add to his contract, if a resident catches a cat in a live animal trap, they will pick it up within 24 hours of notification.

SOLICITOR'S REPORT:

Mr. Gabriel requested an executive session after the meeting to discuss inherited litigation.

ENGINEER'S REPORT:

1) Corrective Action Plans

West Elizabeth Sewershed: There was a meeting held on September 12, 2007 to discuss these issues. Direction is needed from Council and an additional meeting needs scheduled.

Clairton Sewershed: The Correction Action Plan (CAP) is continuing to move forward, and a status meeting was held with the Borough staff. The status is as follows:

1. Dye Testing - Work is under way.
2. CCTV and Cleaning - Work should be resuming the week of December 3, 2007.
3. Mapping - Work is under way.
4. Manhole Inspection - The borough staff has been trained on the PDA's status and is working.
5. Flow monitoring - Ongoing
6. Sewer repair contracts - The current lining project has been completed in the field. We will be reviewing the data for completion. We are working on developing open-cut repairs and lining projects to bid in the near future.
7. Modeling Efforts - We are working on the modeling of the interceptor as authorized. A meeting is set up to review and start the process.

There are tap restrictions being imposed by DEP in this watershed.

A meeting was held to review all the sewer projects with the Manager on October 18, 2007.

2) Planning Commission

- A. The Planning Commission approved an application for conditional use approval of surface mining, known as Gulli Mine, to shallow mine the property to remove coal, involving Lot & Block #659-H-26, located at 1140 State Route 885, owned by Gulli Aurelio. The Public Hearing is scheduled for December 20, 2007. This will be on Council's agenda for review in January 2008.
- B. The Planning Commission gave final approval of a subdivision known as the Revised North Ridge Plan of Lots, revising the property line location, located on the north side of Ridge Road, west of the gas storage facility, owned by East Suburban Associates, Inc., (Parcel B) and Venetia Road Associates, L.P. (Parcel A). The Borough Engineer recommends approval of the Revised North Ridge Plan of Lots.
- C. The Planning Commission gave final approval of a subdivision known as the 3rd Amendment to Jefferson Estates Phase III, to create new lot lines through newly-constructed party walls, located by the cul-de-sac and along the south side of Harlin Drive west of intersection with Woodwind Drive, owned by Gill Hall Land Company. The Borough Engineer recommends approval of the 3rd Amendment to Jefferson Estates Phase III.

- D. The Planning Commission gave final approval for a subdivision application known as Jefferson 885 Area VFC Subdivision, subdividing a three-acre and a 5.2-acre tract from the 65-acre parent parcel of land, located at the intersection of Payne Hill Road and Route 885, owned by Richard and Leon Rochez. The Borough Engineer recommends approval of the Jefferson 885 Area VFC Subdivision.
- E. The Planning Commission gave final approval for a subdivision application known as Misiak Subdivision, to combine five parcels of land into two lots, located northeast of intersection of Frontier Drive and Route 885, owned by Mark W. and Kimberly Misiak. The Borough Engineer recommends approval of the Misiak Subdivision.

3) FEMA Projects - Waterman Road East

Revised property appraisal reports are being prepared. Meetings were held with the property owners. At this point it is recommended that the Solicitor begin the process to acquire the easements.

4) Bond Issue Projects

Lick Run

We are working on a schedule to begin this job.

Salt Storage Facility and Maintenance Building

Once Council finalizes the budget for the Municipal Center, then the budget can be set for this project.

Municipal Building Renovation

This project was turned over to the Manager to handle.

5) Feasibility of Drilling on Borough Property

The exploration company has provided the Borough with a lease which the Borough Solicitor is working on.

6) Pavement Management Program

An additional meeting is needed with Council to review this.

7) Sanitary Sewer Repair Contract

The Borough's trunk sewer is located in a tributary to Lick Run adjacent to the Patriot Pointe development. The pipes and manholes of the Borough's trunk sewer are exposed and are susceptible to damage from the stream. The highly-eroded stream banks have also undermined the toe of the slope adjacent to the stream, creating a slide-prone area which threatens to do damage to the sewer in the future.

We plan to use natural channel design methods to relocate the stream a safe distance away from the sewer and from the toe of the slope to permanently stabilize both the sewer and the unstable hillside. The overall project is estimated at approximately \$80,000 and is in the approved budget under line item 8.429.244. This work is being coordinated with the Developer.

As approved by Council, we are currently working on this issue. A meeting was held with Patriot Pointe to review coordination by the Solicitor.

8) Grant Opportunities

The Borough authorized Gateway to work with the staff on a Growing Greener grant application for the stabilization of the Peters Creek corridor. The grant will be for Phase II of the work and at the coal spoil pile. The first phase was funded by the sewer budget and was to correct a sewer line that was accepting water from the stream.

Big Bend

Jefferson Hills Borough submitted a Growing Greener application for funding to prepare a Natural Channel Design Stream Restoration Project using the Rosgen method for the stabilization of 600 feet of Peters Creek, located in Jefferson Hills. Peters Creek is the major surface stream in the watershed and is 16.2 miles long. The portion of Peters Creek that lies within the boundaries of the Borough of Jefferson Hills is zoned special Conservation District (CD).

Big Bend

Construction	\$ 96,000.00
Engineering	\$ <u>37,500.00</u>
Total	\$133,500.00

Coal Spoils

The Borough is seeking funding to pay for the design, permitting, and construction of a Natural Channel Design Project using the Rosgen Method of natural streambank stabilization along approximately 900 feet of the stream. This project is the second phase of a streambank stabilization project funded by Growing Greener, completed in 2005. Justification for the project lies in its ability to improve the quality of the watershed and support the biological diversity of Peters Creek. The buffers and re-vegetation will filter out pollutants from overland water flow including the adjacent mine spoils. The project will stabilize the streambanks and reduce the deposit of sediment which will maintain the natural floodplains.

Coal Spoils

Construction	\$144,000.00
Engineer	\$ <u>30,000.00</u>
Total	\$174,000.00

In addition, we are working with the Greenway Committee which is a sub-committee of the Environmental Quality Board. It is recommended in the future that the Borough staff take over the role of grant writing.

9) Patriot Pointe

The Solicitor did schedule a meeting concerning any issues they have on the engineering bills and landslide. We are currently working on their information.

10) Dave Fiore Coal Refuse Agreement

We are waiting on the developer's response on several issues.

11) Stage Work

The project is complete. Mr. Serapiglia moved to approve payment of Current Estimate No. 3 and Final to Nick's Painting in the amount of \$11,050, seconded by Mr. Oskin and carried unanimously.

12) Demolition Projects

Two of the structures have been demolished. Access to the Route 51 property is an issue to PennDOT and DEP.

13) Slide Meeting

It is recommended that the Borough staff take over the project management of these projects.

14) Manager Meeting

The Manager and I are continually working on the budget and projects.

COMMUNICATIONS:

As no letter was read from the Planning Commission regular meeting, Mr. Militzer advised, for the record, the Planning Commission approved all the plans on tonight's agenda.

SECRETARY/TREASURER REPORT: MONTH OF NOVEMBER, 2007

Josephine Lipnicky reported \$145,418.16 collected in Real Estate Tax for October 26 - October 31, 2007 (Deposit #143 - #152). She enclosed a list of 2 refunds due to Official Change Order totaling \$264.83, as follows: Year 2007 - T. Conboy \$165.52 and M. Edwards \$99.31.

Pennsylvania Municipal Service Company remitted \$134,182.04 collected in Earned Income Tax, enclosed a bill for commissions due \$3,019.09; \$18,247.68 collected in Emergency Municipal Service Tax, enclosed a bill for commissions due \$410.57; and collected \$183,494.77 in sewage charges, enclosed a bill for account status letters, postage and commissions due \$2,447.88.

Keystone Municipal Collections reported \$21,467.84 collected in delinquent Real Estate Tax for October 26 - November 25 and enclosed a bill for \$3,343.33 for commissions and costs advanced.

Central Tax Bureau of Pennsylvania reported \$225.99 collected in Mercantile Tax, for October and enclosed a bill on tax commissions due \$11.30.

The Commonwealth of Pennsylvania remitted \$15,284.50 in Sales Tax.

Berkheimer Associates reported \$4,230.69 collected in garbage fees and enclosed a bill for commissions due \$105.77.

The Public Service Coordinator reported \$3,755.50 in building permits, \$787.50 in street opening permits, \$200.00 in grading permits, \$150.00 in Planning Commission fees, \$330.00 in occupancy permits, \$1,400.00 in escrow fees; \$21,826.00 in tap-in permits, \$19,081.88 in sewage charges, \$1,620.39 in sanitary sewer assessments and \$120.00 in dye tests.

The Secretary/Treasurer reported as follows: General Fund \$399,814.30, Payroll Account \$320,031.57, Sewer Revenue \$144,076.57, Sewer & Water Assessment \$4,620.39, Storm Sewer \$124.00, Escrow Account \$3,779.00, Highway Aid \$537.00, Police Pension \$9,132.66, Disbursement Pension Fund - Class "A" \$5,072.43, Police Department DARE Program \$86.00, Fire Tax Account \$15,884.36 and Ambulance Tax Account \$3,961.86.

The Secretary/Treasurer reported checking account balances on November 30th as follows: General Fund (\$22,136.51), Payroll Account \$4,452.26, Sewer Revenue \$16,601.87, Sewer & Water Assessment \$4,530.60, Storm Sewer \$39.55, Escrow Account \$1,402.23, Highway Aid \$6.00, Police Pension \$-0-, Disbursement Pension Fund - Class "A" \$-0-, Service Employees Pension Fund - Class "B" \$5.00, Police Department DARE Program \$8.44, General Fund Contingency Account \$5.00, Gill Hall Park Renovation Fund \$3.72, Forfeiture Account \$8.72; Special Account No. 1 \$5.43, Fire Tax Account \$15,884.36, Ambulance Tax Account \$3.27, CMA Sewer Trunk Line Ext. Account \$5.23, 2005 GOB Project Fund \$5.88, and 2005 Special Capital Account \$5.00.

The Secretary/Treasurer reported investments balances on November 30th totaling \$9,276,479.25.

Mr. Serapiglia moved the commissions and refunds be paid, seconded by Mr. Oskin and carried unanimously.

POLICE CHIEF'S REPORT:

Chief Reagan reported police activities for November as follows: 96 citations issued, 11 traffic accidents with 3 injuries (1 fatal), and 1,225 calls answered.

AGENDA ITEMS:

Mr. Weir moved to table authorizing the proper officers to execute the Findings of Fact, Conclusions of Law and Decisions granting conditional use approval to the application of Neiswonger Construction, Inc. to shallow mine (strip) property to remove coal (Block & Lot No. 659-H-26), seconded by Mrs. Cmar until the reference checks are performed. Motion carried unanimously.

Mr. Militzer read Resolution No. 37-2007, "FINAL APPROVAL OF THE REVISED NORTH RIDGE PLAN OF LOTS LOCATED ON THE NORTH SIDE OF RIDGE ROAD BY EAST SUBURBAN ASSOCIATES, INC. AND VENETIA ROAD ASSOCIATES, L.P. AND APPROVAL OF A WAIVER

FROM SECTION 607.8 OF THE SUBDIVISION AND LAND DEVELOPMENT ORDINANCE CONCERNING THE WIDTH OF LOT FRONTAGE.” Mrs. Cmar moved to adopt Resolution No. 37-2007, seconded by Mr. Militzer and carried unanimously.

Mr. Militzer read Resolution No. 38-2007, “FINAL APPROVAL OF THE JEFFERSON 885 AREA VOLUNTEER FIRE COMPANY SUBDIVISION ON PAYNE HILL ROAD AND ROUTE 885 BY RICHARD AND LEON ROCHEZ.” Mr. Serapiglia moved to adopt Resolution No. 38-2007, seconded by Mrs. Cmar and carried unanimously.

Mr. Militzer read Resolution No. 39-2007, “FINAL APPROVAL OF THE MISIAK SUBDIVISION ON FRONTIER DRIVE AND ROUTE 885 BY MARK W. AND KIMBERLY MISIAK.” Mr. Serapiglia moved to adopt Resolution No. 39-2007, seconded by Mr. Oskin and carried unanimously.

Mr. Militzer read Resolution No. 40-2007, “RE-APPROVING RESOLUTION 15-2007, WHICH ASSIGNED FINAL APPROVAL FOR THE BLACKWOOD POINTE RESIDENTIAL LAND DEVELOPMENT PLAN TO NEW OWNERS AND DEVELOPERS.” Mr. Serapiglia moved to adopt Resolution No. 40-2007, seconded by Mrs. Cmar and carried unanimously.

Mr. Militzer read Resolution No. 41-2007, “RE-APPROVING RESOLUTION NO. 25-2007, WHICH GRANTED FINAL PLAN APPROVAL TO THE GEORGE FAMILY CONSOLIDATION PLAN.” Mr. Serapiglia moved to adopt Resolution No. 41-2007, seconded Mrs. Cmar and carried unanimously.

Mr. Militzer read Resolution No. 42-2007, “A RESOLUTION ADOPTING THE MUNICIPAL BUDGET FOR 2008 IN FINAL FORM.” Mr. Serapiglia moved to adopt Resolution No. 42-2007, seconded by Mr. Oskin and carried unanimously.

Mr. Militzer read Resolution No. 43-2007, “A RESOLUTION FIXING THE SALARIES, COMPENSATION AND WAGES FOR BOROUGH EMPLOYEES FOR 2008.” Mr. Serapiglia moved to adopt Resolution No. 43-2007. Mrs. Cmar asked if the new council members will have the opportunity to change any of the non-contractual salaries, as she disagrees with Mr. Shepherd’s contract requesting four months severance pay with an additional month added for every year of work. Mr. Serapiglia stated he researched this and other Borough Managers request twelve months. Mr. Weir replied most Borough employees are protected by a union, and he agreed Mr. Shepherd should have some form of protection also. Mrs. Cmar stated the Borough Manager is an at-will employee, and therefore should not have a contract. Mr. Militzer replied the resolution can be modified by the new council members. Motion was seconded by Mr. Oskin and carried on a 4-0-1 roll call vote. Council Members Oskin, Serapiglia, Weir and Militzer voted yes. Council Member Cmar abstained.

Mr. Militzer read Ordinance No. 797, “AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE BOROUGH OF JEFFERSON HILLS, ADOPTED BY ORDINANCE 781, TITLED EMERGENCY AND MUNICIPAL SERVICES TAX, TO REPEAL CHAPTER 24, PART 4 AND ENACT A NEW ORDINANCE TO BE ENTITLED LOCAL SERVICES TAX.” Mr. Shepherd stated the wording of the sole uses of this money is taken straight from the state. Mr. Militzer advised he wanted it stated that Jefferson Hills will use the money solely for road construction and/or maintenance. Mr. Oskin asked if Council should set the tax back to \$10 instead of \$52, but the Council did not agree with him. Mr. Militzer moved to adopt Ordinance No. 797 with the amendment that the money be used solely for road construction and/or maintenance, seconded by Mr. Weir and carried unanimously.

Mr. Militzer read Ordinance No. 798, "SETTING THE REAL ESTATE TAX AT 5.63 MILLS FOR 2008 (GENERAL 5.08; FIRE .45; AND AMBULANCE .10 MILLS). Mr. Serapiglia moved to adopt Ordinance No. 798, seconded by Mrs. Cmar and carried unanimously.

Mr. Serapiglia moved to authorize the proper officers to execute the contract for 2008 and 2009 with Ferree Kennels for animal control services, with the amendment that any animal caught in a live trap will be picked up within 24 hours, seconded Mr. Oskin and carried unanimously.

Mrs. Cmar moved to authorize the acceptance of the October 29, 2007 proposal of Seals & DeMillion, P.C. to conduct the 2007 audit for the Borough of Jefferson Hills and the Jefferson Hills Public Library, seconded by Mr. Serapiglia and carried unanimously.

Mrs. Cmar moved to authorize Boy Scout Troop 1843 to utilize the Gill Hall Park Community Center from Friday, February 15, 2008 until Saturday, February 16, 2008 for the purpose of hosting a Court of Honor and Scout sleep over, seconded by Mr. Serapiglia and carried unanimously.

Mr. Serapiglia moved to authorize the transfer of \$25,000 to the Recreation Authority for programming only in accordance with their November 20, 2007 request letter, seconded by Mrs. Cmar and carried unanimously.

Mr. Militzer moved to authorize the proper officials to execute the oil and gas lease between the Borough of Jefferson Hills and Dorso LP, seconded by Mr. Serapiglia and carried unanimously.

GENERAL BUSINESS:

Mr. Serapiglia thanked Mr. Militzer, Oskin and Kulish for appointing him to Council in 2004, and all the support given to him.

Mrs. Cmar wished Mr. Militzer and Mr. Oskin luck.

Mr. Weir asked Mr. Henderson if the Borough could store some of their smaller equipment at the Large Fire Hall and Mr. Henderson said he would look into it.

Mr. Weir told Mr. Oskin it was a pleasure to work with him on Council. Mr. Weir told Mr. Militzer he appreciated working with him, and he was an honorable man.

Mr. Militzer advised it was his pleasure serving the community.

Al Henderson, Borough Fire Chief, advised it is time to renew the Emergency Management Plan for the borough, and it will be started in the first quarter of 2008 as in July, an updated plan must be filed with Allegheny County & PEMA.

Mr. Militzer adjourned the meeting at 10:20 p.m. on a motion by Mr. Serapiglia, seconded by Mr. Weir and carried unanimously.

Sandra J. Mortle
Secretary/Treasurer

