

COUNCIL OF THE BOROUGH OF WEST MIFFLIN met in regular session in the Municipal Building Council Chambers on Tuesday, April 15 2008 at 6:30 p.m. prevailing time with President William Welsh presiding.

ROLL CALL: Falce Present Olasz Present
Jabbour Present Popovich Present
Munsie Present Stephenson Present
Welsh Present

Seven members present, absent none. Mayor Andzelik present.

CITIZENS COMMENTS ON AGENDA ITEMS:

Steve Marone of 441 Livingston Road questioned Agenda Item H as to how much the Borough is anticipating it would cost to pay for the gasoline and diesel fuel for PRISM Health Services and would there be restrictions. Mr. Bednar replied that based on their last financial report it would be approximately \$40,000 per year. Mr. Bednar stated that there were no set guidelines. Mr. Welsh replied that Council expects common sense usage of the vehicles with PRISM as well as the Fire Departments and all Borough vehicles.

APPROVAL OF MINUTES:

Motion by Popovich, seconded by Falce that the Minutes of the March 18, 2008 Council Meeting be approved. Roll Call: Six ayes, one nay (Olasz). Motion carried.

PAYMENT OF BILLS:

Motion by Popovich, seconded by Falce that all bills properly approved by the Finance Committee be paid. Under remarks, Mr. Olasz questioned memos Mr. Adams has billed for. Mr. Adams replied that they are attorney work product filed in his office and not distributed. He stated that if the majority of Council requests to see the internal memos they can. Roll Call: Six ayes, no nays, one no response (Olasz). Motion carried.

AGENDA ITEMS:

A. RESOLUTION OF THE BOROUGH OF WEST MIFFLIN, ALLEGHENY COUNTY, PENNSYLVANIA, APPROVING A REQUEST FOR A LIQUOR LICENSE (LICENSE NO. R-12675) TRANSFER BY ABBS WM, LLC. INTO WEST MIFFLIN BOROUGH PURSUANT TO ACT 141 OF 2000.

Motion by Jabbour, seconded by Popovich the resolution be read. Motion carried. Mr. Bednar read the resolution. **Motion** by Popovich, seconded by Falce the resolution be adopted. Roll Call: Seven ayes, no nays. Motion carried. Resolution given No. 1173.

- B.** **Motion** by Popovich, seconded by Falce awarding the bid for the purchase and installation of two (2) aluminum dump bodies on Public Works vehicles D-2 and D-6 to Thiele Manufacturing, the lowest responsible bidder at a total cost of \$20,530.00, with payment from the Capital Project Fund. Roll Call: Seven ayes, no nays. Motion Carried.
- C.** **Motion** by Falce, seconded by Popovich awarding a three (3) year contract for custodial services for the Borough Building to General Cleaning, the lowest responsible bidder at a total three year cost of \$55,680.00. Roll Call: Seven ayes, no nays. Motion carried.
- D.** **Motion** by Popovich, seconded by Falce accepting the Council of Governments Joint Purchasing Alliance listing of spring commodities bids. Roll Call: Seven ayes, no nays. Motion carried.
- E.** **Motion** by Falce, seconded by Popovich ratifying the action of Borough Council in regards to the approval of payment of the March 2008 bill sheets. Roll Call: Seven ayes, no nays. Motion carried.
- F.** **Motion** by Falce, seconded by Popovich approving the joint purchase with the West Mifflin Area School District of a copier for the Real Estate Tax Office at a cost of \$2,914.00. Roll Call: Six ayes, one nay (Olasz). Motion carried.
- G.** **Motion** by Munsie, seconded by Falce approving the Full and Final Settlement Agreement in the case of William H. Theil vs. West Mifflin Borough, in the United States District Court for the Western District of PA – No. 05-1516. Roll Call: Seven ayes, no nays. Motion carried.
- H.** **Motion** by Falce, seconded by Munsie approving the Borough payment of gasoline and/or diesel fuel for PRISM Health Services owned and operated vehicles effective May 1, 2008 and continuing until amended by Borough Council. Roll Call: Seven ayes, no nays. Motion carried.
- I.** **Motion** by Jabbour, seconded by Popovich authorizing the purchase of Lot & Block 385-C-70, abutting the West Mifflin Girls Softball Complex for eight thousand dollars (\$8,000), contingent upon any and all back taxes and/or liens being satisfied if any and the review and approval of all closing documents by the Borough Solicitor. Roll Call: Seven ayes, no nays. Motion carried.

DEPARTMENTAL REPORTS:

Building Inspection..... Walter B. Anthony

Mr. Anthony read the Building Department Report for the month of March 2008.

Mr. Olasz stated that he is concerned about transmission towers that are in the area of the fill that was dumped behind the Crossroads Service Station and whether they would be affected in any way. Mr. Olasz questioned whether the contractor is still in compliance with the grading permit. Mr. Balewski stated that the contractor exceeded the provisions and a stop work order was issued. Mr. Anthony reported that the contractor has been given an opportunity to comply in a fair amount of time and if he fails to comply the appropriate procedures would be taken.

Finance..... Virginia Finnegan

Ms. Finnegan read the Finance Report for the month of March 2008.

Police..... Joseph Popovich

Chief Popovich read the Police Department Report for the month of March 2008.

Public Works..... James Hess

Mr. Hess read the Public Works Department Report for the month of March 2008.

Mr. Hess reported that the Street Department is currently replacing curbs and patching potholes. He stated that if any resident has a problem in front of their home to call the Street Department.

Mr. Munsie questioned the repairs made to the boiler at the Public Works Garage and also asked how old the boiler is. He also asked whether there is a maintenance agreement on the boiler. Mr. Hess replied that it is approximately 30 years old and it is serviced once per year.

REPORT OF THE MAYOR:

Mayor Andzelik read a letter from residents of Anna Avenue thanking Detectives Topolnak and Skillpa and any other law enforcement officers that were involved in the investigation and arrest of a suspected drug dealer.

Mayor Andzelik read the PRISM Health Service Report for the month of March 2008.

Mayor Andzelik reported that Fire Companies #3 and #4 are having a fund raising \$5.00 hamburger night for West Mifflin dispatcher Ted Cale who has non-Hodgkin's lymphoma. The event will take place Thursday, April 17th beginning at 5:30 p.m.

Mayor Andzelik reported that on April 10th Senator Hillary Clinton, on her campaign trail, made a stop at the Hot Metal Diner located on Lebanon Road.

REPORT OF THE SOLICITOR:

No report.

Mr. Olasz questioned the status of the Kennywood Park lawsuit. Mr. Adams replied that the trial is scheduled for May 7th.

REPORT OF THE ENGINEER:

Mr. Balewski reported he and Mr. Bednar met at Mr. Adam's office regarding the Webster Avenue Project. He said that by next week the Legal Agreements would be sent out to the property owners to review before a meeting at the end of the month with the residents. Mr. Welsh said that the project cannot physically begin until there is a sustained dry season. He said that it is not good to add dirt behind a retaining wall during the April/May rainy season and that the retaining wall cannot go up until workers are assured of a stretch of dry weather.

REPORT OF THE BOROUGH MANAGER:

No report.

ADJOURNMENT:

Motion by Jabbour, seconded by Falce that the Meeting be adjourned. Meeting adjourned at 7:10 p.m. prevailing time.