

COUNCIL OF THE BOROUGH OF WEST MIFFLIN met in regular session in the Municipal Building Council Chambers on Tuesday, November 18, 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:

Diane Stanesic of 2803 Glenny Lane Extension asked for an explanation of Agenda Items C and I. Regarding Agenda Item C, Mr. Balewski explained that it is a Change Order for work to clean the hillside and seed it with rye grass and blanket it. Regarding Agenda Item I, it was explained that it is estimated to be between \$3,000 and \$4,000.

Steve Marone of 441 Livingston Road questioned why Council is looking for a metal detector under Agenda Item I. Mr. Welsh replied that it was discussed extensively at Caucus and it would be for the safety of everyone in the Council Chambers.

John Koczka of 4333 Everlawn Street commented under Agenda Item I that he thinks it's foolish to purchase metal detectors.

Jim Jasinski of 4100 Home Street commented under Agenda Item I that he thinks purchasing a metal detector is a joke because he sees no criminals in the room. Mr. Welsh replied that the subject is very serious and that it was discussed and agreed to at the Caucus Meeting that it could possibly save lives. Mr. Jasinski also questioned whether the work is complete under Agenda Item C. Mr. Welsh stated that the contractor is ending his involvement with the project and Item C is a motion for the final payment.

Fred Barker of 243 Belmont Avenue questioned where the metal detector would be placed. Mr. Welsh replied that it was discussed at Caucus that it would possibly be placed at the Council Chambers back entrance, however it has not been decided at this point. Mr. Barker also questioned if a police officer would be paid extra. Mr. Welsh stated that it would be an officer on duty and not paid overtime.

APPROVAL OF MINUTES:

Motion by Popovich, seconded by Falce that the Minutes of the October 21, 2008 Council Meeting be approved. Roll Call: Six ayes, one nay (Olasz). Motion carried.

PAYMENT OF BILLS:

Motion by Popovich, seconded by Munsie that all bills properly approved by the Finance Committee be paid. Mr. Olasz questioned Mr. Adams bills. Mr. Adams stated that they were not legitimate questions. Roll Call: Six ayes, one nay (Olasz). Motion carried.

AGENDA ITEMS:

- A. ORDINANCE OF THE BOROUGH OF WEST MIFFLIN, ALLEGHENY COUNTY, PENNSYLVANIA, AMENDING CHAPTER 15, SECTION 213 OF THE CODE OF ORDINANCES OF THE BOROUGH OF WEST MIFFLIN AUTHORIZING THE PLACEMENT OF A STOP SIGN ON LISA DRIVE AT HUSTON DRIVE.**
-

Motion by Popovich, seconded by Falce the ordinance be read. Motion carried. Mr. Bednar read the ordinance. **Motion** by Jabbour, seconded by Popovich the ordinance be enacted. Roll Call: Seven ayes, no nays. Motion carried. Ordinance given No. 1160.

- B. RESOLUTION OF THE BOROUGH OF WEST MIFFLIN, ALLEGHENY COUNTY, PENNSYLVANIA, AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION FOR THE ALLEGHENY COUNTY ECONOMIC DEVELOPMENT – COMMUNITY INFRASTRUCTURE AND TOURISM FUND IN THE AMOUNT OF \$150,000 FOR THE WEBSTER AVENUE PROJECT.**
-

Motion by Popovich, seconded by Jabbour the resolution be read. Motion carried. Mr. Bednar read the resolution. **Motion** by Jabbour, seconded by Falce the resolution be adopted. Roll Call: Seven ayes, no nays. Motion carried. Resolution given No. 1188.

- C.** **Motion** by Popovich, seconded by Falce approving Periodic Estimate No. 2 and Final Payment of \$13,500 to the Tedesco Construction Company for the Webster Avenue Retaining Wall Project. Under remarks, Mr. Olasz questioned why there is a blanket on the hillside. Mr. Balewski explained that it was seeded and the blanket it to hold the seed in place. Roll Call: Seven ayes, no nays. Motion carried.
- D.** **Motion** by Falce, seconded by Jabbour approving the Site Plan for the First Baptist Church of West Mifflin on Cypress Avenue for the construction of a two story addition to the existing church structure as recommended by the Planning Commission. Roll Call: Seven ayes, no nays. Motion carried.
- E.** **Motion** by Popovich, seconded by Falce approving payment from the appropriate pension plan the following invoices from the Mockenhaupt Benefits Group for actuarial and administrative services:
- Employees Pension – Invoice #25046 - \$325.00
- Police Pension – Invoice #25047 - \$500.00
- Roll Call: Seven ayes, no nays. Motion carried.
- F.** **Motion** by Jabbour, seconded by Falce accepting the recommendation of Police Chief Joseph Popovich that Officer Bryan Concannon be retained as a full-time Police Officer having successfully completed his probationary period. Roll Call: Six ayes, one nay (Olasz). Motion carried.

Mr. Olasz remarked that he consistently votes no on any police personnel matters because he does not get to see their background checks. Mr. Welsh remarked that this Council has implemented a policy to hire a private firm to do background checks and a lie detector test. He stated that the backgrounds are private and if there is an issue the company would inform council before any hiring.

- G.** **Motion** by Falce, seconded by Munsie approving the change to the Civil Service Commission Rules & Regulations, Section 305 (c) Captain to read as follows:

(c) Captain:

The Police Officer has reached either the rank of Lieutenant or Sergeant, and has been employed as a West Mifflin Police Officer for at least ten (10) years

Roll Call: Seven ayes, no nays. Motion carried.

- H.** **Motion** by Falce, seconded by Jabbour authorizing the Civil Service Commission to prepare a promotions eligibility list for the positions of Sergeant, Lieutenant and Captain. Under remarks, Mr. Stephenson questioned what the time frame would be for the promotions. Chief Popovich stated that testing would probably take place in February or March of 2009. Roll Call: Seven ayes, no nays. Motion carried.

Mr. Stephenson requested that Agenda Item I state that the metal detector be purchased from the Capital Fund Budget. **Motion** by Jabbour, seconded by Falce to suspend the Rules of Conduct for Legislative Meetings for the purpose of adding to Agenda Item I that the funds would be taken from the Capital Fund Budget. Roll Call: Six ayes, one nay (Olasz). Motion carried.

- I.** **Motion** by Munsie, seconded by Jabbour authorizing the installation of a metal detector for the Borough Council Chambers to be taken from the Capital Fund Budget. Under remarks, Mr. Stephenson stated that there are a lot of unanswered questions at this point and he would hope that Council could sit down and work everything out before the purchase. Mr. Munsie stated that he is in favor of purchasing the detector, however he thinks all the details should be worked out prior to approving the motion. Mr. Bednar stated that once there is a company to deal with then their recommendations would be taken into consideration. Mr. Stephenson questioned how the School District plays into this and that guidelines should be set and put in writing. Mr. Welsh said there is a Budget Meeting scheduled and this should be an addendum to be discussed at that meeting. Mr. Olasz agreed with Mr. Munsie stating that it should be worked out prior to approving the motion. Roll Call: Seven ayes, no nays. Motion carried.

DEPARTMENTAL REPORTS:

Building Inspection..... Walter B. Anthony

Mr. Anthony read the Building Inspector's Report for the month of October 2008.

Finance..... Virginia Finnegan

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

Ms. Finnegan reported that the 2009 Budget Meeting is scheduled for 6:00 p.m. on December 9th.

Police..... Joseph Popovich

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

Mr. Olasz questioned Chief Popovich as to whether there are any lawsuits or grievances filed against the Police Department. Mr. Welsh questioned the Solicitor as to whether this subject could be discussed. Mr. Adams stated that the Chief can confirm whether there are any. Chief Popovich replied that he thinks there are 2 lawsuits; however Mr. Bednar would better answer the question regarding any lawsuits. He also stated that he believes there are 2 or 3 grievances.

Mrs. Jabbour questioned the status of the traffic study for Pennsylvania Avenue. Chief Popovich said he has sent a letter to PennDOT with a copy to Representative Kortz and he has not yet heard from them. Mr. Stephenson noted that the letter was dated November 6th.

Mr. Olasz requested that Chief Popovich check the inventory of guns purchased several years ago when Chief Popovich was the Captain and verify the serial numbers. Chief Popovich replied that there are 40 guns and that they are all there.

Public Works..... James Hess

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

Mr. Hess reported the Clover Playground Project has been completed. Mrs. Jabbour questioned whether the cost of the playground exceeded the grant money. Mr. Bednar said that an additional \$2,000 came from the recreation budget.

REPORT OF THE MAYOR:

Mayor Andzelik reported a coal pile fire was discovered on November 6th along the 3500 block of Homestead-Duquesne Road. He reported that it is not a coal mine and it is not an underground fire. He said it is bits and pieces of coal that was dumped years ago. He stated that all the proper agencies have been notified and the work to rectify the situation could begin the following day.

Mayor Andzelik reported that the Annual Light Up Night is scheduled for Tuesday, November 25th at 6:00 p.m.

Mayor Andzelik reported that interested residents can register for the Christmas

Decorating Contest by calling the Borough Administrative Office by December 28th. He said that judging would take place from December 29th through January 2nd.

REPORT OF THE SOLICITOR:

No report.

Mr. Olasz asked for an explanation of a charge on Mr. Adams September 10, 2008 Invoice for a telephone conference with Mrs. Reinhart of the AFLCIO. Mr. Adams explained that she is a lawyer for the ALFCIO in Washington DC. He explained that

they had canvassers out for the upcoming election and there was some confusion as to whether they were required to get a permit to canvass.

REPORT OF THE BOROUGH MANAGER:

No report

ADJOURNMENT:

Motion by Jabbour, seconded by Falce that the Meeting be adjourned. Meeting adjourned at 7:25 p.m. prevailing time.