

## CITY COUNCIL MEETING

## Minutes

Monday, June 13, 2005

7:00 p.m.

Mayor Eisaman called the meeting to order at 7:00 p.m. Susan Trout, City Administrator, took roll call with the following members present: Councilwoman Burkley, Councilman Tridico, Councilman Mertz, Councilman Peterinelli and Mayor Eisaman. City Solicitor, Timothy McCormick and Fiscal Director, Mary Perez were also present. City Treasurer, Robert DePasquale was absent.

\*\*\*PLEDGE OF ALLEGIANCE\*\*\*Councilman Tridico

\*\*\*COMMENTS/BUSINESS FROM THE FLOOR\*\*\*

**Ron Maxson, 220 Roxbury Drive, Greensburg, PA.** Mr. Maxson, "I am a veteran and I participate heavily in veterans' affairs. I collect military memorabilia and I display it all around the area. I get requests from Uniontown, Irwin, Latrobe, Johnstown and Martinsburg. I even spoke up at the museum. The question I ask Council, which is a question some of my friends have asked me, is why do we hardly ever see anything going on in Greensburg for Veterans' Day or any veterans' affairs? I have a book from World War II, published by Nick Moschetti in 1946. There are over 2,400 World War II veterans right inside the City of Greensburg. I grew up in Ludwick where it's heavy with post-World War II and Korean War veterans. I have a young Marine unit and there are kids from Greensburg in that unit that are now in the military. Their brothers are in yet we never see anything around here. I put a jeep in the Holiday Parade, but as far as a memorial service or anything like that, we just don't see it."

Mayor Eisaman, "I can address some items of your concern. I know the Chief and I are usually speakers at the Veterans of Foreign Wars (V.F.W.) Post 33 in Greensburg as part of their presentation on Veterans' Day in Greensburg. Years ago we held a service. Actually the V.F.W., the American Legion and Disabled American Veterans (D.A.V.) held a joint program at the Salvation Army, but for whatever reason, that program has discontinued on Veterans' Day. Various veterans' groups used to march down Main Street years ago, but for whatever reason the veterans' groups stopped, and it was not that the City didn't support those activities; it was just a matter of them choosing not to do it within their organization. I don't think any members of Council have any problem supporting the veterans. Councilman Tridico and Councilman Peterinelli are both veterans. My father and two brothers are veterans, and the Chief was also in the service."

Mr. Maxson, "Some of the cities themselves sponsor these events. For example I had a request to take my memorabilia to Martinsburg and that's a small town on the other side of Johnstown. There had to have been 424 World War II veterans there plus their families and that town could probably be put inside Mt. Odin Park. They had a big dinner for them. I'm not asking for veteran support, I'm just asking why there's no Veterans' Parade."

Mayor Eisaman, "Anytime we have a parade in the City we always have the V.F.W. Post 33 Honor Guard and their units lead the parade for us. We also had them in the State Firemen's Convention Parade in 1999 and they'll probably be leading that presentation this year in September."

Mr. Maxson, "It just seems like these little towns around are much more active in this and I can't explain why, but they are. I just thought maybe there's a reason why they don't have more events here."

Mayor Eisaman, "When the D.A.V., the American Legion and V.F.W. Post organized any event the City always supported it. We provided the police and whatever needed to be done."

Councilman Mertz, "Mayor, on Memorial Day Councilman Tridico and myself were up at No. 7 for a service they held. They had the Post come up and shut down Pittsburgh Street and there was a small crowd in attendance. I just wanted to add that I think the City itself is supportive of anything we could do in that matter, but it's a matter of someone taking the leadership and organizing to put something together. I don't think we've turned down many people. We had people come up in regard to Community Days and we supported that as well as the Concerts in the Park. It's also based on the interest in the Community."

Mr. Maxson, "I know we're the County seat here, and we have the veterans' rep right up at the Courthouse but we just don't see anything. I was just wondering why as big as Greensburg is compared to some of these outlying towns. They do a lot."

Solicitor McCormick, "Are the veterans' organizations more active in those areas that you mentioned, do you think?"

Mr. Maxson, "I don't know. I do know the numbers in some of these organizations are dropping. But like I said 424 came up to Martinsburg and I was really surprised. That was just the veterans; not counting their families. I also went up to Johnstown for the 60<sup>th</sup> anniversary of the Iwo Jima Flag Raising and there were hundreds up there at the little V.F.W. they have. I'd like to see a little bit more around here."

Mayor Eisaman, "I can tell you, and the Chief would probably agree with me, there were about 7,500 people at the V.F.W. for their Veterans' Day program. And at Hutchinson Elementary School in Southwest Greensburg, we support the program they host with a tribute to all the veterans."

Mr. Maxson, "Well most of them do and I've participated in some of those programs. I did go to Greensburg Salem High School one year to speak to a History class. I just thought there should be more. One of the other things I was interested in along these lines, and I talked to a number of the veterans' organizations who seem interested but I couldn't get any help with was a County Military Museum. This County is rich with veterans and there's a lot of memorabilia, artifacts, uniforms and medals leaving or being sold at flea markets and on e-bay and what have you, and I hate to see it leave the area. Being the County seat and as big as Greensburg is with the amount of veterans we have here we should have something to show for it a little bit more than we have. I did talk to Ed Hutchinson about a museum and he kicked some ideas around with me and I tried to follow up on them. I just couldn't get a whole lot of interest. People think it's a good idea, but you ask for help and you can't get it. That's the only reason I'm here."

Mayor Eisaman, "Sorry we couldn't have a better answer for you."

Mr. Maxson, "Can we do something in the future?"

Mayor Eisaman, "Well, just like Councilman Mertz said, if anybody brings to us an idea with how it can be organized and get the support of the various organizations, we have no problem with being partners."

Mr. Maxson, "Is an idea like that brought before Council?"

Mayor Eisaman, "No. It's usually brought to the attention of the City Administrator who will work through the scenarios with the Chief of Police and the other City supervisors who will in turn bring it before Council."

Mr. Maxson, "Since I'm not a resident, do I have a right to come in and talk to the City Administrator?"

Mayor Eisaman, "Sure."

Mr. Maxson, "That's all I have."

Mayor Eisaman, "You can still become a resident though."

Mr. Maxson, "I still have a Greensburg address and believe me I'm in town everyday. I go to Mt. Odin Park and the Aerobic Center. I walk around town and I still hang around Ludwick. My nephew has the Royal Pizza House in Greensburg, and I have a lot of friends who still live in Ludwick that I visit and what have you."

Councilman Peterinelli, "I was born in Ludwick, so I know what you're saying."

Mr. Maxson, "We have Ludwick reunions. Did you ever go to one of those?"

Councilman Peterinelli, "I go to every one of them."

Mr. Maxson, "That's all I have."

**\*\*\*APPROVAL OF LAST MONTH'S COUNCIL MINUTES\*\*\***Councilman Mertz **MOVED**, and Councilwoman Burkley **SECONDED** the motion to approve the minutes of last month's Council meeting(s). No discussion. **Unanimously all voted in favor.**

**\*\*\*APPROVAL OF MONTHLY BILL LIST\*\*\***Councilman Peterinelli **MOVED** to approve the bill list and pay the bills as the money becomes available. Councilman Tridico **SECONDED**. No discussion. **Unanimously all voted in favor.**

#### **\*\*\*REPORTS OF COUNCIL\*\*\***

**Councilwoman Burkley**, "The Recreation Department will continue taking registrations for all the summer programs. Some programs have already started, but there is still time to sign up for Boys' Basketball Camp; Soccer Camp; Track and Field Camp; Tennis Lessons; Lacrosse Camp and Swimming Lessons. We will continue to sell pool passes to Veterans' Memorial Swimming Pool until the end of June. Also, this Saturday, June 18<sup>th</sup>, you can purchase a pool pass from 11:00 a.m. to 2:00 p.m. at the Recreation Office. The Shop 'n Save stores on Route 66 and behind Westmoreland Mall are having a special program to help local recreation departments. For ten (10) Fridays from June 17<sup>th</sup> through August 19<sup>th</sup>, shop at one of these stores and drop your receipt into the Park and Recreation box of your choice. Each week totals will be tallied

and each recreation department will receive 5% of the proceeds in their box.

Greensburg Recreation Department would appreciate any support from our local Community. That concludes my report."

Mayor Eisaman, "I just have one comment. The Greensburg Men's Christian Alliance recently provided landscaping around the helicopter pad at Lynch Field dedicated to the Vietnam veterans."

Councilman Tridico, "I understand they're going to paint the helicopter, too."

Mayor Eisaman, "Right. If anybody hasn't been down there, it has been decorated, and I wanted to thank the Christian Men's Alliance for that project."

**Councilman Tridico**, "The bridge replacement on Adams Street has been completed. The contractor was able to finish the project quickly because of the recent spell of nice weather. Over the past several weeks the Street Department paving crew has paved the alley behind No. 3 Fire Station and Winesap Way. Also they reconstructed the alley behind the old seventh ward school and paved the area on the Five Star Trail along Southwest Avenue that was causing the erosion problems during heavy rains. The Street Department is presently in the process of conducting base repairs to three streets that are scheduled to be resurfaced by the contractor. These streets are Belmont Avenue, Euclid Avenue and Academy Street. On Friday, Donegal Construction made notification they have tentatively scheduled to start milling the streets to be paved beginning on Monday, June 20<sup>th</sup>. That concludes my report."

**Councilman Mertz**, "On tonight's agenda Seton Hill University has a site plan/land development for a field house for their new athletic fields. The Planning Commission unanimously recommended approval of this site plan. 'Hats off' to Seton Hill for another great development project in the City of Greensburg."

**Councilman Peterinelli**, "I took a look at that property and I was shocked. I couldn't believe they moved all that ground."

**Councilman Peterinelli**, "Revenues are at 52% of our budget. This is the same as revenues of May 2004. Expenses are 39% of budget. This is 4% higher than last year."

#### \*\*\*MAYOR'S REPORT\*\*\*

- a. **Community/School Picnic.** Mayor Eisaman, "On Thursday, June 16<sup>th</sup> the Community/School Picnic will be held at Idlewild Park. City Hall will close at noon on that day. The prize drawing will begin at 6:00 p.m."
- b. **Code, Fire and Police Reports.** Mayor Eisaman reviewed the Code, Fire and Police Reports. Copies of these reports may be obtained at the respective offices or the City Administration Office.

#### \*\*\*INTRODUCTION OF BILLS\*\*\*

**Bill No. 5 – AN ORDINANCE AMENDING SECTION 232-6 OF CHAPTER 232, ENTITLED 'STREETS AND SIDEWALKS' OF ORDINANCE NO. 1646, THE CODE OF THE CITY OF GREENSBURG.** Ms. Trout, "The purpose of Bill No. 5 is to update current language deleting references to specifications that were numbered Exhibits; incorporating new specifications as part of the ordinance and adding the effective date to Section 232-6 when said specifications are amended. One highlight of the new specifications is the addition of 'stamped basket weave' concrete to the sidewalks in the designated downtown area. Upon enactment, this ordinance shall become effective retroactive to June 1, 2005."

Councilman Tridico, "Is this where the bricks are now?"

Ms. Ciampini, "Yes. That would be for replacement of or new sidewalks."

**Bill No. 6 – AN ORDINANCE OF THE CITY OF GREENSBURG CHANGING THE ZONING FROM R-2-GENERAL RESIDENCE DISTRICT TO M-INDUSTRIAL DISTRICT.** Ms. Trout, "Having conducted the Public Hearing without any negative testimony on the issue, the Planning Commission unanimously recommends Council approve the requested zoning change for Henry Bach for property located at Foundry and West Otterman known as 417-419 West Otterman Street."

Mayor Eisaman, "There was a green building on this property that was torn down two or three months ago."

Councilman Tridico, "It was a warehouse before."



Ms. Ciampini, "Correct."

Councilman Tridico, "What's it going to be now?"

Ms. Ciampini, "He indicated again it was going to be a warehouse."

**Bill No. 7 – AN ORDINANCE VACATING A PORTION OF A STREET IN THE FIRST WARD OF THE CITY OF GREENSBURG, COUNTY OF WESTMORELAND IN THE COMMONWEALTH OF PENNSYLVANIA KNOWN AS 'TUNNEL STREET'.** Ms. Trout, "The purpose of Bill No. 7 is related to the construction of the new State office building."

Mayor Eisaman, "And this is with regard to approximately 10 feet of Tunnel Street that we'll be dedicating to the new Labor and Industry Building and we'll still be retaining 12 feet?"

Ms. Trout, "It will be 10 feet at one end and 15 feet at another where they will meet. It's for a pedestrian walkway."

**Bill No. 8 – AN ORDINANCE VACATING A PORTION OF AN ALLEY IN THE FIRST WARD OF THE CITY OF GREENSBURG, COUNTY OF WESTMORELAND IN THE COMMONWEALTH OF PENNSYLVANIA KNOWN AS 'WILCOX WAY'.** Ms. Trout, "The purpose of Bill No. 8 also relates to the new State office building."

Mayor Eisaman, "And this is the upper portion of Wilcox Way."

**\*\*\*ADOPTION OF BILLS AS ORDINANCES\*\*\***

**Bill No. 4 as Ordinance No. 1906 – AN ORDINANCE OF THE CITY OF GREENSBURG AMENDING ORDINANCE NO. 1900, FIXING THE NUMBER OF OFFICERS AND EMPLOYEES OF ALL DEPARTMENTS OF THE CITY OF GREENSBURG AND THE RATES OF COMPENSATION THEREOF FOR THE YEAR 2005.** Ms. Trout, "Bill No. 4. deletes the salary of \$3,500 for Pool Manager under the Department of Parks and Recreation and adds the increased salary of \$4,000 for that same position."

Councilman Peterinelli **MOVED** to adopt Bill No. 4 as Ordinance No. 1906, and Councilwoman Burkley **SECONDED**. No discussion. Roll call vote was taken. **All voted unanimously to adopt.**

**\*\*\*ENACTMENT OF RESOLUTION\*\*\***

**Resolution No. 1086 – A RESOLUTION OF THE CITY OF GREENSBURG AUTHORIZING THE MAYOR TO ACT AS THE APPLICABLE ELECTED REPRESENTATIVE OF A GOVERNMENT UNIT HAVING JURISDICTION OVER THE AREA IN WHICH SETON HILL UNIVERSITY IS LOCATED TO APPROVE A SETON HILL UNIVERSITY FINANCING PROJECT THROUGH THE ISSUANCE OF INDUSTRIAL DEVELOPMENT AUTHORITY NOTES THROUGH THE LATROBE INDUSTRIAL DEVELOPMENT AUTHORITY. SAID APPROVAL IS REQUIRED BY THE 'TAX EQUITY AND FISCAL RESPONSIBILITY ACT OF 1982' (TEFRA) IN ORDER FOR THE INTEREST ON THE ISSUANCE OF THE NOTES TO QUALIFY FOR EXEMPTION FROM FEDERAL INCOME TAXATION.** Ms. Trout, "Seton Hill University has requested the Authority issue its tax-exempt Notes in an amount not to exceed \$8,800,000 to finance a project consisting of the financing of various capital expenditures including but not limited to the costs of the construction and equipping of a new dormitory and parking lot to be located on the University's existing campus, construction of a new field house, resurfacing an existing parking lot and the costs of repairs, replacements and renovations to various buildings located on the campus; the financing and working of capital; and the payment of costs of issuance of the note."

Councilman Mertz **MOVED** to enact Resolution No. 1086, and Councilman Tridico **SECONDED**. No discussion. Roll call vote was taken. **All voted unanimously to enact.**

**\*\*\*COUNCIL APPROVAL\*\*\***

- a. **Hiring of Part-time Employees for the Recreation Department.** Ms. Trout, "Leah Simoncelli has been recommended by the pool manager to be hired as a cashier at the pool at \$5.15 per hour; and Thomas Rodgers is recommended to be hired as an employee at the Pro Shop at \$5.15 per hour. They are both City residents."

Councilman Tridico, "When does this take effect? Is it retroactive?"



Mayor Eisaman, "If it's retroactive to May 25, 2005 we should pretty much cover our bases."

Councilman Tridico **MOVED** to approve the hiring(s) retroactive to May 25, 2005, and Councilman Mertz **SECONDED**. No further discussion. **All voted unanimously to approve.**

- b. **Reappointments to the Planning Commission.** Ms. Trout, "Approval reappoints Tim Maruca and Debbie Tymozcko to 4-year terms on the Commission for the period of May 12, 2005 until May 12, 2009; and Pete Zaphyr from May 14, 2005 until May 14, 2009." Councilman Peterinelli **MOVED** to approve the reappointments, and Councilwoman Burkley **SECONDED**. No discussion. **All voted unanimously to approve.**
- c. **Application for Grant Funding through the U.S. Department of Housing and Urban Development (HUD) for Special Project Economic Development Initiative Funds for the Seton Hill University Center for the Arts Project.** Ms. Trout, "Approval authorizes the City Administrator to make application and execute any other associated documentation on behalf of the City for said funding in the amount of \$248,000. And again this is for the downtown University Center for the Arts Project." Councilman Tridico **MOVED** to approve the application, and Councilman Mertz **SECONDED**. No discussion. **All voted unanimously to approve.**
- d. **Amendment One (1) to the Grant Agreement between the United States Department of Agriculture, Natural Resources Conservation Service (NRCS) Emergency Watershed Protection Program and the City of Greensburg.** Ms. Trout, "Approval authorizes the Mayor to execute on behalf of the City Amendment 1 to the agreement that extends the completion date for the construction and final inspection of the Willow Avenue Stream Bank Stabilization Project from June 3, 2005 to June 30, 2005. We got an extension due to the weather and the scope of the project." Councilman Peterinelli, "How's that project coming along down there?" Ms. Trout, "They were moving along very quickly before I left town last Thursday. I know we have a meeting at the site tomorrow morning." Councilman Mertz **MOVED** to approve Amendment 1, and Councilwoman Burkley **SECONDED**. No further discussion. **All voted unanimously to approve.**
- e. **Amendment Two (2) to the Grant Agreement between the United States Department of Agriculture (NRCS) Emergency Watershed Protection Program and the City of Greensburg.** Ms. Trout, "Approval authorizes the Mayor to execute on behalf of the City Amendment 2 to the agreement that increases the estimated cost and obligated funds for construction of the Willow Avenue Stream Bank Stabilization project from \$35,000 to \$57,650. The \$57,650 represents the low bid that we received on the project." Councilman Peterinelli, "All that money is coming from the State, right?" Mayor Eisaman, "Correct. It is a State project, because it's a State waterway." Councilwoman Burkley **MOVED** to approve Amendment 2, and Councilman Peterinelli **SECONDED**. No further discussion. **All voted unanimously to approve.**
- f. **Amendment Three (3) to the Grant Agreement between NRCS and the City for Change Order No. 1 to the Contract for the Willow Avenue Stream Bank Stabilization Project.** Ms. Trout, "Approval authorizes the Mayor to execute an amendment to the agreement on behalf of the City authorizing a change order for Rhino Construction, Inc., to complete an additional 14 feet of bank protection that includes 49 tons of rock and 52 cubic yards of fill in the amount of \$6,100 bringing the estimated cost and obligated funding for the project to \$63,750. This would also come through the Feds through the State through us." Councilman Peterinelli, "But the construction people doing the job didn't measure right the first time." Ms. Trout, "Actually the Department of Environmental Protection engineer measured incorrectly." Mayor Eisaman, "There's really not 14 feet more being done; it's just meeting what they had intended to do." Councilman Peterinelli **MOVED** to approve Amendment 3, and Councilman Tridico **SECONDED**. No further discussion. **All voted unanimously to approve.**

- g. **Site Plan/Land Development for Seton Hill University.** Ms. Trout, "As previously discussed by Councilman Mertz and recommended unanimously by the Planning Commission for approval by Council, the plan is for a proposed field house at the site of Seton Hill's athletic fields."  
Councilman Peterinelli, "How much parking are they going to have up there, Barb? None? It's all going to be field."  
Ms. Ciampini, "It's all field."  
Councilman Peterinelli, "Do they expect the people to park anywhere then?"  
Ms. Ciampini, "They'll park them clear in the back where they've been parking everybody and shuttle them in."  
Councilman Mertz **MOVED** to approve the site plan/land development, and Councilman Peterinelli **SECONDED**. No further discussion. **All voted unanimously to approve.**
- h. **Approval and Certification of the Highest Elected Official of the City of Greensburg.** Ms. Trout, "Approval authorizes the Mayor to sign off on the consent form required for IRS compliance in conjunction with Resolution No. 1086 that was enacted previously on tonight's agenda."  
Mayor Eisaman, "And Resolution No. 1086 dealt with Seton Hill University and the tax-exempt notes totaling less than 8.8 million dollars."  
Councilman Peterinelli **MOVED** to approve the authorization, and Councilwoman Burkley **SECONDED**. No discussion. **All voted unanimously to approve.**
- i. **Bi-Annual Agreement between the City of Greensburg and Citizens Bank for Cash Management/Transit Services.** Ms. Trout, "The pricing agreement confirms the established flat fee of \$5,000 annually for the period of January 1, 2004 through December 31, 2005."  
Councilman Tridico **MOVED** to approve the agreement, and Councilman Mertz **SECONDED**. No discussion. **All voted unanimously to approve the agreement.**
- j. **Emergency Reconstruction Project of the Adams Street Bridge.** Ms. Trout, "Councilman Tridico alluded to this project earlier and this approval authorizes John Gulisek Construction Company to demolish, repair the substructure and replace the existing road into the new substructure at Adams Street totaling \$27,917. This work was deemed an emergency due to the unstable condition of the orphan bridge. The work was performed beginning Monday, June 6, 2005 through Friday, June 10, 2005."  
Councilman Tridico **MOVED** to approve the project, and Councilman Mertz **SECONDED**. No discussion. **All voted unanimously to approve.**
- k. **Financing Agreement between the City and Catalyst Capital Corporation for the Purchase of a Mower/Sprayer for Mt. Odin Golf Course.** Ms. Trout, "Approval authorizes the Mayor to execute an amended agreement due to an increase in interest rates. The interest rate approved at the April Council meeting, was 4.25% for the purchase of the equipment in the amount of \$45,995.25. The new rate is 4.81%. This reflects an increase in cost over the life of the lease of \$365.40." Councilman Tridico, "Can't we lock them into an interest rate when they bid on something at that price?"  
Ms. Perez, "Yes. Unfortunately we've never been in this situation before where we're in a rising interest rate market. Going back over the paperwork they did have a statement on the bottom that these rates were subject to change before the commencement of the lease, and it's because of the time lapse between when it's approved and when we actually get the equipment. This is what the problem is." Councilman Tridico, "What have we done to eliminate this happening again?"  
Ms. Perez, "We have discussed with them from this point forward we will not accept a quote with that language included."  
Solicitor McCormick, "Although that does have a potential downside. This type of company gets into this market at lower interest rates because they feel they can follow the interest rates more closely than say a bank would or another company. So if you put that language in there that the bids have to stay the same for 90 days, you may not find as much interest from these companies."  
Councilman Tridico, "What if the interest rates went down; would we get that consideration?"  
Ms. Trout, "No."  
Ms. Perez, "That's actually what my discussion with them was. Since we've dealt with them before and we're a good customer they gave us the lowest rate they could

without having any 'wiggle' room at all. Then as the rates started to go up there was no room for them to absorb that loss."

Councilman Peterinelli **MOVED** to approve the financing agreement, and Councilman Mertz **SECONDED**. No further discussion. **All voted unanimously to approve the agreement.**

- l. Financing Agreement between the City and Catalyst Capital Corporation for the Purchase of Three (3) Dump Trucks.** Ms. Trout, "This is also the same situation that we just approved and this approval authorizes the Mayor to execute an amended agreement due to an increase in interest rates. The interest rate approved in March was 4.25% for purchase of the three trucks in the amount of \$44,134.25 each. The new rate is 4.81%. This reflects an increase in cost over the life of the lease of \$1,483.80. And again these trucks have been delayed as far as delivery is concerned."

Councilman Peterinelli, "When will they be in Rick?"

Mr. Hoyle, "They should be here by the end of the month."

Mayor Eisaman, "When were they projected to be here?"

Mr. Hoyle, "They were projected to be here by the middle of the month."

Councilman Peterinelli, "They're equipped with the salt spreaders on them?"

Mr. Hoyle, "Yes, they'll be fully equipped."

Councilman Tridico **MOVED** to approve the financing agreement, and Councilwoman Burkley **SECONDED**. No further discussion. **All voted unanimously to approve.**

- m. Amendment to the Agency Agreement between the United Way of Westmoreland County and the City of Greensburg for Calendar Years 2005-2007.** Ms. Trout, "Approval authorizes the Mayor to execute on behalf of the City an amendment to the agreement approved by Council at the February 2005 meeting. The new Partner Agreement replaces the word 'allocation' with the word 'grant' throughout the agreement."

Councilman Peterinelli **MOVED** to approve the amendment, and Councilman Mertz **SECONDED**. No discussion. **All voted unanimously to approve.**

- n. Payment of Delinquent Taxes and Bill of Costs for a Judgment in Favor of Joseph P. Manion and Nancy Z. Manion.** Ms. Trout, "As determined in the Court of Common Pleas of the Westmoreland County Civil Division, approval authorizes the payment of taxes in the amount of \$1,777.16, as well as associated costs for attorney fees, the Prothonotary, and a Certificate of Satisfaction totaling \$136.40, by the City that were accrued due to the release of tax certification letter in error. Said amounts shall be submitted to Attorney Jon M. Lewis by separate check."

Solicitor McCormick, "Mayor this is a situation where unfortunately a City employee indicated a tax bill had been paid and it was discovered later that it had not been. The Manions were held responsible for it ultimately when they shouldn't have been. So we're reimbursing them. Hopefully we can recover the payment from the person who ultimately and properly owed the taxes, but the Manions shouldn't have had to absorb those costs. Now they're getting their money back."

Mayor Eisaman, "The key word being instead of hopefully recovering the costs, we will be seeking restitution from the other party."

Solicitor McCormick, "Hopefully."

Councilwoman Burkley **MOVED** to approve the payment, and Councilman Tridico **SECONDED**. No further discussion. **All voted unanimously to approve.**

#### \*\*\*OTHER BUSINESS\*\*\*

Councilman Mertz, "Mayor I have two things. First of all myself and a number of the other elected and appointed officials will be attending the Pennsylvania League of Cities Convention in York this year. We will be going out there representing the City."

Mayor Eisaman, "And Councilman Mertz will be outgoing president."

Councilman Peterinelli, "I hope he runs for the National League then."

Councilman Mertz, "I only have six months to do that. Secondly, in regard to the gentleman who spoke earlier, the Community Days was a great success and I just wanted to acknowledge that to the committee. Without committees coming in and using Greensburg's name and actually putting stuff on, we couldn't do it all ourselves. The Community Days committee did a great job and as we've seen with




the Concerts in the Park at St. Clair Park; there are huge crowds and everything is running real great with that committee also."

Ms. Trout, "The Film Series begins this Saturday. They will show some films in the park this summer. Now we have another committee who has established themselves."

**\*\*\*ADJOURNMENT\*\*\***Councilman Peterinelli **MOVED** to adjourn the meeting.  
**SECONDED:** Councilwoman Burkley. Unanimously all voted in favor to adjourn.

**RESPECTFULLY SUBMITTED:**

  
Susan M. Trout, City Administrator

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## CITY COUNCIL MEETING

## Minutes

Monday, May 9, 2005

7:00 p.m.

Councilman Peterinelli called the meeting to order at 7:00 p.m. Susan Trout, City Administrator, took roll call with the following members present: Councilwoman Burkley, Councilman Tridico, Councilman Mertz and Councilman Peterinelli. City Solicitor, Timothy McCormick; City Treasurer, Robert DePasquale and Fiscal Director, Mary Perez were also present. Mayor Eisaman was absent.

\*\*\*PLEDGE OF ALLEGIANCE\*\*\*Councilwoman Burkley

\*\*\*BIDS\*\*\*

- a. **Resurfacing of City Streets.** Ms. Trout, "We received five bids. Tim, should I read each and every item or should I just give the total amount of bid?"  
Solicitor McCormick, "Rick is this bid out so that we can award the items separately or is it all one package?"  
Mr. Hoyle, "It is all one package."  
Solicitor McCormick, "What do they have a unit price and total price? Why don't you just give the total price?"  
Ms. Trout, "Per item?"  
Solicitor McCormick, "It doesn't matter. It's just a total price."  
Mr. Hoyle, "I suppose Ron and I could break it down when we review the bids."  
Mr. Regola, "Yes."  
Mr. Hoyle, "There should be an ID #2 price and the alternate bid for Superpave."  
Solicitor McCormick, "Why don't you just read them all; the total price for milling, and I don't know what alternate Superpave is, but is there a different price for milling for that?"  
Ms. Trout, "Yes, there is."  
Mr. Hoyle, "There probably will be."  
Ms. Trout, "I'll read all the totals."

Bidders:	11,740 sq. yd. Milling		896 Tons ID #2 Bituminous Leveling Course		1,741 Tons ID #2 Bituminous Wearing Course		Total
	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	
Victor Paving Monongahela		\$20,192.80		\$46,816.00		\$90,967.25	
Alternate Superpave		\$20,192.80		\$46,816.00		\$90,967.25	\$157,976.05
El Grande Industries Monessen		\$23,480.00		\$44,800.00		\$87,050.00	
Alternate Superpave		\$23,480.00		\$44,800.00		\$87,050.00	\$155,330.00
A.Folino Construction, Oakmont		\$27,002.00		\$43,008.00		\$82,001.10	
Alternate Superpave		\$27,002.00		\$43,008.00		\$82,001.10	\$152,011.10
Donegal Construction, Greensburg		\$23,480.00		\$42,425.60		\$82,436.35	
Alternate Superpave		\$23,480.00		\$42,425.60		\$82,436.35	\$148,341.95
Derry Construction, Latrobe		\$27,002.00		\$44,531.20		\$86,527.70	
Alternate Superpave		\$27,002.00		\$44,531.20		\$86,527.70	\$158,060.90

Councilman Peterinelli, "We'll continue on with the rest of the meeting while Rick and Ron review the bids. They will report back at the end of the meeting."

- b. **Willow Avenue Stream Bank Stabilization Project.** Ms. Trout, "At the Special Council meeting held on Tuesday, May 3, 2005 at 4:40 p.m. we opened bids for this project. At that time, Council voted to table the decision based on the fact the lowest bid was higher than the allotment approved by the United States Department of Agriculture (USDA), the Federal government representative and the Natural Conservation and Resources Services (NCRS), the State government representative. The low bidder was Rhino Construction of Lower Burrell at \$57,650.00. After much discussion this week with representatives of the State and Federal governments, they are allowing us to go ahead with the low bidder, Rhino Construction with a bid of \$57,650.00."

**Bidder:**

**Lump Sum Bid:**

Ecological Restoration, Inc., Apollo, PA	<u>\$81,500.00</u>
Greensburg Environmental Contracting Systems, Inc., Greensburg, PA	<u>\$89,640.00</u>
Rhino Construction, Inc., Lower Burrell, PA	<u>\$57,650.00</u>

Councilman Tridico **MOVED** to accept the bid from Rhino Construction Company, and Councilwoman Burkley **SECONDED** the motion. No further discussion. **All voted unanimously to accept the bid.**

**\*\*\*COMMENTS/BUSINESS FROM THE FLOOR\*\*\***

Brenda DeCecco, 545 Willow Avenue, Greensburg, PA. Ms. DeCecco, "When will this project start?"

Councilman Peterinelli, "As soon as possible."

Ms. Trout, "The estimated start date is the week of May 16, 2005."

Ms. DeCecco, "How about access?"

Ms. Trout, "I had success based on your discussion with the Skillings. I don't have a written right-of-way agreement with them yet; I have a verbal. I have the written agreement on my desk ready for them to sign based on the awarding of the bid tonight. So we're a go."

Ms. DeCecco, "Okay, thank you."

Ms. Trout, "Thank you, Brenda for helping me with that."

**\*\*\*APPROVAL OF LAST MONTH'S COUNCIL MINUTES\*\*\*** Councilwoman Burkley **MOVED**, and Councilman Tridico **SECONDED** the motion to approve the minutes of last month's Council meeting. No discussion. **Unanimously all voted in favor.**

**\*\*\*APPROVAL OF MONTHLY BILL LIST\*\*\*** Councilman Peterinelli **MOVED** to approve the bill list and pay the bills as the money becomes available. Councilwoman Burkley **SECONDED** the motion. No discussion. **Unanimously all voted in favor.**

**\*\*\*REPORTS OF COUNCIL\*\*\***

**Councilwoman Burkley**, "Registration for all summer programs has begun at the Recreation Office. Information about each program can be found on the City's web page at [www.city.greensburg.pa.us](http://www.city.greensburg.pa.us) or by calling the Recreation Office at 724-834-4880. Swimming pool passes for the 2005 season are available to purchase at the Recreation Office. Regular office hours are 8:00 a.m. to 4:00 p.m. Monday through Friday. There are also some evening times and Saturday times available. They are Monday and Thursday evenings from 4:00 p.m. to 7:00 p.m. on May 9<sup>th</sup>, 12<sup>th</sup>, 16<sup>th</sup>, 19<sup>th</sup> and 23<sup>rd</sup>. Saturday dates are June 4<sup>th</sup>, 11<sup>th</sup> and 18<sup>th</sup> from 11:00 a.m. to 2:00 p.m. Don't forget about Greensburg Community Days at Lynch Field on May 26<sup>th</sup> through May 29<sup>th</sup>. This is the 11<sup>th</sup> year for this event, and information will be advertised numerous times in the Tribune-Review over the next few weeks. Fireworks, once again, will be held on Saturday, May 28<sup>th</sup> at 9:30 p.m. That concludes my report."

Ms. Trout, "I would just like to add that the concert schedule for Community Days is on the website if anyone would like to access that information."



State and Federal governments in order to qualify for certain types of grant funding. This is something Les and Wally are asking to be implemented." Councilman Mertz **MOVED** to enact Resolution No. 1084, and Councilman Tridico **SECONDED**. No further discussion. Roll call vote was taken. **All voted unanimously to enact Resolution No. 1084.**

**Resolution No. 1085** – A RESOLUTION OF THE CITY OF GREENSBURG AUTHORIZING THE MAYOR TO SIGN ON BEHALF OF THE CITY THE SIGNATURE PAGE FOR THE GRANT APPLICATION AND GRANT AGREEMENT FOR SUBMISSION TO THE PENNSYLVANIA DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES (DCNR) IN THE AMOUNT OF \$400,000 FOR THE SETON HILL UNIVERSITY CENTER FOR THE ARTS PROJECT. Ms. Trout, "This is another grant opportunity for Seton Hill to help with their construction costs that was found out through the process of them going through other applications. It is in the amount of \$400,000."

Solicitor McCormick, "This is very technical, but the motion should be to authorize the 'acting' Mayor since it will be signed tonight."

Councilwoman Burkley **MOVED** to enact Resolution No. 1085 authorizing Councilman Peterinelli, the 'acting' Mayor, to sign on behalf of the City, and Councilman Mertz **SECONDED**. No further discussion. Roll call vote was taken. **All voted unanimously to enact Resolution No. 1085.**

**\*\*\*COUNCIL APPROVAL\*\*\***

- a. **Hiring of Part-time Recreation Department Employees.** Ms. Trout, "The following individuals are recommended to be hired as Lifeguards at the Veterans' Memorial Pool for the 2005 pool season: Jaclyn Andrews, Cassie Dudurich, Audra Burkley, and Amber Lutterman at \$5.25 per hour; and Jay Atkins at \$5.50 per hour. In addition, Sara Bossart returns as a Lifeguard at the new rate of \$6.25. Also, recommended as Cashier at the pool is Charlene Przybylek at \$5.15 per hour." Councilman Mertz **MOVED** to hire the part-time Recreation Department employees, and Councilwoman Burkley **SECONDED** the motion. No discussion. **All voted unanimously to approve the hirings.**
- b. **Hiring of a Seasonal Mt. Odin Maintenance Employee.** Ms. Trout, "Mike Kwaczala who was hired at the April meeting as a Recreation Worker at \$6.00 per hour is recommended to fill a vacancy at Mt. Odin as Seasonal Maintenance with an increase in pay to \$8.00 per hour." Councilwoman Burkley **MOVED** to approve the hiring, and Councilman Tridico **SECONDED**. No discussion. **All voted unanimously to approve.**
- c. **Hiring of Pool Manager.** Ms. Trout, "Trudy Ivory is recommended to be hired as the pool manager for the 2005 Pool Season at the Salary of \$4,000." Councilman Tridico **MOVED** to approve the hiring, and Councilwoman Burkley **SECONDED**. No discussion. **All voted unanimously to approve.**
- d. **Hiring of School Crossing Guard/Part-time Meter Enforcement Officer.** Ms. Trout, "Having advertised for applicants and gone through the interviewing process, Chief Lyons recommends that Council approve the hiring of Nerian Taylor to fill the dual position effective Monday, May 16, 2005 with an hourly rate of \$7.11 when performing the School Crossing Guard duties for approximately 20 hours per week; and \$8.52 per hour when performing Meter Enforcement duties for approximately 10 hours per week." Councilman Mertz **MOVED** to approve the hiring, and Councilman Tridico **SECONDED**. No discussion. **All voted unanimously to approve.**
- e. **Appointment to the Recreation Board.** Ms. Trout, "Karly Vesely of Greensburg is recommended for appointment to the Recreation Board to fill the unexpired 5-year term of Timothy Kimmel who resigned, and her term would be until June 8, 2008." Councilman Tridico **MOVED** to approve the appointment, and Councilman Mertz **SECONDED**. No discussion. **Councilwoman Burkley abstained, and all others voted unanimously to approve.**
- f. **Renewal of the Agreement between the City and NEOPOST effective July 11, 2005 through July 10, 2006.** Ms. Trout, "Approval renews the postage meter rental agreement for another year in the amount of \$954 per year which is the same rate as last year, and this is billed semi-annually."

**Councilman Tridico**, "The Street Department paving crew has resurfaced Mt. Pleasant Street and the alley beside Logan's T.V. in the areas where the new flood project has passed through. Additionally, the alley between Main Street and Pennsylvania Avenue from Third Street to Fourth Street received a new asphalt overlay. Last week the employees repaired portions of the Five Star Trail by placing rock dust in areas where several washouts resulted from heavy rains. It's my understanding the County paid for the rock dust and the City put it down."

**Councilman Peterinelli**, "Yes, the County paid for the rock."

**Councilman Tridico**, "New pedestrian sidewalks/crosswalks have been placed on Route 119 at both entrances to Lynch Field. Last fall when PennDOT resurfaced this roadway the old crosswalks were covered over. The boom-flail mower has started its second week of operation. This is a tractor equipped with a mower deck and is used throughout the summer to cut weeds and grass along our many right-of-ways. That concludes my report."

**Councilman Mertz**, "The next issue of the 'Greensburger', the official City guide, will be mailed to Greensburg residents sometime during the week of May 22<sup>nd</sup>. This year the City partnered with the St. Clair Park Concert Series Committee, and we are really excited about the efforts. Look for your copy to arrive soon."

**Councilman Peterinelli**, "Revenues are at 38% of budget. This is 2% higher than revenues of April 2004. Expenses are 33% of budget. This is 1% higher than last year."

### \*\*\*INTRODUCTION OF BILLS\*\*\*

**Bill No. 4 – AN ORDINANCE OF THE CITY OF GREENSBURG AMENDING ORDINANCE NO. 1900, FIXING THE NUMBER OF OFFICERS AND EMPLOYEES OF ALL DEPARTMENTS OF THE CITY OF GREENSBURG AND THE RATES OF COMPENSATION THEREOF FOR THE YEAR 2005.** Ms. Trout, "Bill No. 4. deletes the salary of \$3,500 for Pool Manager under the Department of Parks and Recreation, and adds the increased salary of \$4,000 for that position."

### \*\*\*ADOPTION OF BILLS AS ORDINANCES\*\*\*

**Bill No. 3 as Ordinance No. 1905 -AN ORDINANCE OF THE CITY OF GREENSBURG AMENDING SECTION 151-4 ENTITLED, 'POOL FACILITY' OF CHAPTER 151, ENTITLED 'FEES' OF ORDINANCE NO. 1646, THE CODE OF THE CITY OF GREENSBURG.** Ms. Trout, "The purpose of Bill No. 3 is to add three new swimming programs and fees for the pool that are 'Swim Fit', 'Water Aerobics'; and 'Special Needs Swim' and the fee of \$15 per session. Additionally, added under Section 151-4, is the item, 'Birthday Party Package' and the fee of \$8 per child. I need to clarify something on the 'Birthday Party Package' that was incorrect at the last meeting. Karl had asked what hours of the day would be used for this 'Party Package', and I gave you incorrect information. I thought it was an evening program and it's not. It can be utilized throughout the day in the patio area off the snack bar while public sessions are going on."

**Councilman Tridico**, "Is that an increase per child over last year?"

Ms. Trout, "This is the first time we're offering this program."

**Councilman Tridico** **MOVED** to adopt Bill No. 3 as Ordinance No. 1905, and **Councilman Mertz** **SECONDED** the motion. No further discussion. Roll call vote was taken. All voted unanimously to adopt.

### \*\*\*ENACTMENT OF RESOLUTION\*\*\*

**Resolution No. 1084 - A RESOLUTION OF THE CITY OF GREENSBURG AUTHORIZING THE USE OF THE INCIDENT COMMAND SYSTEM (ICS) BEGINNING IN THE YEAR 2005 IN ALL INCIDENT RESPONSE OPERATIONS; LAUNCHING ACTIVITIES FOR THE INTEGRATION OF ICS INTO FUNCTIONAL AND SYSTEM-WIDE EMERGENCY OPERATIONS POLICIES, PLANS AND PROCEDURES; INITIATING TRAINING FOR ALL EMERGENCY RESPONDERS; AND PARTICIPATING IN AND/OR COORDINATING ICS-ORIENTED EXERCISES THAT INCLUDE MULTI-DISCIPLINES AND MULTI-JURISDICTIONS.** Ms. Trout, "Although, we are not expected to complete the ICS in 2005, the passage of Resolution No. 1084 establishes policy and authorization for the initiation of organizational and operational planning to put into practice the use of the ICS for the City's emergency responders. In addition, ICS is being mandated by the

Councilwoman Burkley **MOVED** to approve the renewal, and Councilman Tridico **SECONDED**. No discussion. All voted unanimously to approve.

- g. **Sponsorship of PA CleanWays Westmoreland County's Ninth Annual Household Hazardous Waste Collection.** Ms. Trout, "Approval is for the City to contribute \$760 in sponsorship of this year's event that is scheduled on Saturday, September 17, 2005 from 9 a.m. to 2 p.m. and it allows City residents to dispose of potentially dangerous household hazardous waste materials safely without a fee. The amount of contribution each year is based upon the average number of residents from the City who have utilized the program during the past three (3) years plus the average cost per resident."  
Councilman Tridico, "What if the project is more than \$760? Are we bound to pay that?"  
Ms. Trout, "We're bound to pay the \$760, but I would anticipate our fee going up the following year."  
Councilman Tridico, "But I mean if it's more this year?"  
Ms. Trout, "No, we're not bound to pay more this year."  
Ms. Perez, "This is about \$150 less than what we paid last year."  
Councilman Tridico **MOVED** to approve the sponsorship, and Councilman Mertz **SECONDED**. No further discussion. All voted unanimously to approve.
- h. **Project Certification Report for the Maple Avenue Bridge Project.** Ms. Trout, "Approval certifies the results of the acceptance tests performed by independent assurance sampling and testing of the materials used in the construction of the bridge, as well as, the construction work conforming with the approved plans and specifications for the project; and that appropriate reports have been filed with the County, PennDOT and the City. This is the acceptance of the bridge."  
Councilwoman Burkley **MOVED** to approve the certification report, and Councilman Mertz **SECONDED**. No discussion. All voted unanimously to approve.
- i. **Purchase of Police Vehicle.** Ms. Trout, "Approval is for the purchase of a 2005 Ford Crown Victoria police vehicle for the Chief of Police through the Central Westmoreland Council of Governments (CWCOG) from Day Fleet in the amount of \$20,385."  
Councilwoman Burkley **MOVED** to approve the purchase, and Councilman Mertz **SECONDED**. No discussion. All voted unanimously to approve.
- j. **Statement of Intent for the Purchase of Rock Salt through the CWCOG.** Ms. Trout, "Approval authorizes the City Administrator to submit the City's declaration of intent to participate in the joint bid for Rock Salt with the COG for the estimated sum of 3,500 Tons of Rock Salt for the 2005-06 winter season."  
Councilman Mertz **MOVED** to approve, and Councilman Tridico **SECONDED**. No discussion. All voted unanimously to approve.
- k. **Contract (# C000011556) between the Department of Community and Economic Development (DCED) and the City of Greensburg for Acceptance of Grant Funds under the Community Revitalization Program (CRP).** Ms. Trout, "Approval authorizes the Mayor to enter into the agreement with DCED for funding in the amount of \$15,000 to be allocated to the Summer Concerts in the Park Series at St. Clair Park. Of the \$15,000, \$5,000 is to go toward performances and \$10,000 to acoustic improvements in the park."  
Councilman Mertz, "Is that our first year for that type of grant?"  
Ms. Trout, "This is our first year for this one."  
Councilman Tridico, "Should that be changed to 'acting' Mayor for authorization?"  
Ms. Trout, "No, only for the documents that will need signed tonight."  
Councilman Tridico **MOVED** to approve the contract, and Councilman Mertz **SECONDED** the motion. No further discussion. All voted unanimously to approve.
- l. **Contract (# C000011555) between DCED and the City of Greensburg for Acceptance of Grant Funds under CRP.** Ms. Trout, "This is another contract and this approval authorizes the Mayor to enter into the agreement with DCED for funding in the amount of \$40,000 to be allocated to a new phone system for City Hall in the City of Greensburg, which we desperately need."  
Councilman Mertz **MOVED** to approve the contract, and Councilman Tridico **SECONDED**. No discussion. All voted unanimously to approve.



- m. **Agreement between Leonard Security Services and the City of Greensburg for Lynch Field Security.** Ms. Trout, "The agreement provides for one security guard at Lynch Field at the rate of \$9.95 per hour per officer from May 26, 2005 through August 28, 2005 scheduled from 10:00 p.m. to 6:00 a.m. daily. This is a .55 cent increase over last year's hourly rate. The total cost of the contract is approximately \$7,800 including Holiday pay and projected overtime." Councilman Tridico **MOVED** to approve the agreement, and Councilwoman Burkley **SECONDED**. No discussion. All voted unanimously to approve.
- n. **Application and Agreement for Grant Funding between the City of Greensburg and DCNR for the Seton Hill University Center for the Arts.** Ms. Trout, "In conjunction with Resolution No. 1085, approval authorizes the Mayor to make application and execute the agreement for funding in the amount of \$400,000 towards the project." Councilman Mertz **MOVED** to approve authorizing Councilman Peterinelli, the 'acting' Mayor, to make application and execute the agreement, and Councilman Tridico **SECONDED**. No discussion. All voted unanimously to approve.
- o. **Grant Program Agreement between the City and the Westmoreland County Tourism Grant Review Committee for Concerts in the Park.** Ms. Trout, "Approval accepts a financial award through the 2005 Tourism Grant Program through the County in the amount of \$10,000 to be allocated specifically towards marketing the Concert in the Park Series. Per the agreement, a check in the amount of \$6,700 or two-thirds of the total grant was received on May 4<sup>th</sup>. The balance shall be forwarded upon written notification by the City to the Tourism Grant Committee that more than 50% of the total marketing criteria have been completed." Councilwoman Burkley **MOVED** to approve the agreement, and Councilman Mertz **SECONDED**. No discussion. All voted unanimously to approve.
- p. **Approval for the City to Remain a Participating Municipality in the County's Community Development Block Grant Program for Fiscal Years 2006, 2007 and 2008.** Ms. Trout, "In accordance with HUD regulations and in order for the County to qualify for the next 3-year period as an Urban County in the CDBG Program, Westmoreland County must ask governmental units if they wish to include their population in the County's CDBG funding program. If Council approves extension of our participation for the next 3 years, no further action is required on our part." Councilman Mertz **MOVED** to approve, and Councilman Tridico **SECONDED**. No discussion. All voted unanimously to approve.
- q. **Lease Agreement between the City and Copier Corporation of America, Inc. for Rental of a Copy Machine.** Ms. Trout, "Approval authorizes the Fiscal Director to enter into an agreement for the rental of a copy machine for the Code/Planning Office at the rate of \$50 per month with a maintenance program of .015 cents per copy for a period not to exceed 1 year." Councilwoman Burkley **MOVED** to approve the lease agreement, and Councilman Mertz **SECONDED**. No discussion. All voted unanimously to approve.

\*\*\*MAYOR'S REPORT\*\*\*

**Police and Code Reports.** Councilman Peterinelli, 'acting' Mayor, reviewed the Police and Code Reports. Copies of these reports may be obtained at the respective offices or the City Administration Office.

\*\*\*BIDS CONTINUED\*\*\*

**Resurfacing of City Streets.** Councilman Peterinelli, "After reviewing the bids, Rick Hoyle, Superintendent of Streets, and Ron Regola, City Project Consultant, recommend Donegal Construction, with the lowest bid of \$148,341.95 be awarded the contract for resurfacing the City streets in Greensburg."

Councilman Tridico **MOVED** to accept the bid, and Councilwoman Burkley **SECONDED** the motion.

Ms. Trout, "Rick, do you have any concerns with the bid?"

Mr. Hoyle, "Just that the numbers were a little bit higher than expected but with the cost of oil it wasn't that big of a shock."

May 9, 2005-7

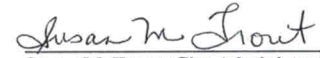
Ms. Perez, "Rick, did we write those specs so we have a little room to add and/or take away streets if we need to?"

Mr. Hoyle, "Yes. There is a clause in the spec referencing that subject."

No further discussion. Roll call vote was taken. **All voted unanimously to accept the bid from Donegal Construction.**

**\*\*\*ADJOURNMENT\*\*\***Councilwoman Burkley **MOVED** to adjourn the meeting.  
**SECONDED:** Councilman Tridico. Unanimously all voted in favor to adjourn.

**RESPECTFULLY SUBMITTED:**

  
Susan M. Trout, City Administrator

ame

Mayor Eisaman called the meeting to order at 4:40 p.m. City Administrator, Susan Trout, took roll call with the following members present: Councilman Tridico, Councilman Peterinelli and Mayor Eisaman. City Solicitor, Timothy McCormick; City Treasurer, Robert DePasquale, and Fiscal Director, Mary Perez were also present. Councilwoman Burkley and Councilman Mertz were absent.

Mayor Eisaman, "For the record this does constitute a quorum."

\*\*\*PLEDGE OF ALLEGIANCE\*\*\*Councilman Tridico

\*\*\*BIDS\*\*\*

**Willow Avenue Stream Bank Stabilization Project.** Mayor Eisaman, "There were nine companies that picked up the specifications and attended a mandatory pre-bid meeting, and we received three bids."

<u>Bidder:</u>	<u>Lump Sum Bid:</u>
Ecological Restoration, Inc., Apollo, PA	\$ 81,500.00
Greensburg Environmental Contracting Systems, Inc., Greensburg, PA	\$ 89,640.00
Beech Construction, Carnegie, PA	\$ _____
Galan Corporation, Fort Ann, NY	\$ _____
Rhino Construction, Inc., Lower Burrell	\$ 57,650.00
Donegal Construction Corporation	\$ _____
Loyalhanna Environmental Services, Inc., Latrobe, PA	\$ _____
Shaw Environmental, Monroeville, PA	\$ _____

Ms. Trout, "Our grant funding is for \$35,000. They said if the bids are over that amount we have to call Tom Sierzega."

Mayor Eisaman, "So they may authorize it at the higher amount?"

Mayor Eisaman asked for a motion to recess the meeting while the Engineer, Dan Schmitt, from Gibson-Thomas Engineering Company, Inc. left to make the phone call to Tom Sierzega. Councilman Peterinelli **MOVED** to recess the meeting, and Councilman Tridico **SECONDED** the motion. No discussion. **All voted unanimously to approve the recess.**

**Mayor Eisaman called the meeting to order after the recess.**

Dan Schmitt, "I spoke with Tom Sierzega of the Natural Conservation and Resources Services (NCRS). He had his boss on line to contact him as a result of the bids. He's not able to reach him at this time. He had permission to go up to a certain amount of money over the \$35,000, but it's not close to our \$57,000 bid. He will be contacting us within the next few days concerning this. He did indicate that as of yesterday they received paperwork indicating they had the ability to extend the timeframe on the amount of money. Prior to this the \$35,000 had to be spent by the end of the month, May 31, 2005, and the specifications were written around



## SPECIAL CITY COUNCIL MEETING MINUTES-Tuesday, May 3, 2005, Page 1

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**\*\*\*PLEDGE OF ALLEGIANCE\*\*\***Councilman Tridico

**\*\*\*BIDS\*\*\***

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Gralan Corporation, Fort Ann, NY	<u>\$ _____</u>
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Mayor Eisaman asked for a motion to recess the meeting while the Engineer, Dan Schmitt, from Gibson-Thomas Engineering Company, Inc. left to make the phone call to Tom Sierzega. Councilman Peterinelli **MOVED** to recess the meeting, and Councilman Tridico **SECONDED** the motion. No discussion. **All voted unanimously to approve the recess.**

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Dan Schmitt, "I spoke with Tom Sierzega of the Natural Conservation and Resources Services (NCRS). He had his boss on line to contact him as a result of the bids. He's not able to reach him at this time. He had permission to go up to a certain amount of money over the \$35,000, but it's not close to our \$57,000 bid. He will be contacting us within the next few days concerning this. He did indicate that as of yesterday they received paperwork indicating they had the ability to extend the timeframe on the amount of money. Prior to this the \$35,000 had to be spent by the end of the month, May 31, 2005, and the specifications were written around

that particular requirement. I think some of the costs involved were due to the quick turnaround, and the contractors would have to drop what they're doing to get this done within the 31 days. Actually its 28 days as of tonight to get contracts signed and get bonds. So I think they're going to be looking at an extension and they're going to look at the design, the scope of the work and/or additional funds. He indicated he is on the road tomorrow. If he's able to reach his boss, he will contact either me or Sue on Wednesday or Thursday at the earliest."

Mayor Eisaman, "City Solicitor, would it be alright for City Council to accept the low bid from Rhino Construction provided we get the okay from the State and/or Federal Government with the funds to do the work?"

Mr. Schmitt, "I would look at actually tabling it at this point."

Mayor Eisaman, "The only problem with tabling it is we have to advertise for another meeting."

Solicitor McCormick, "No. I think what you can do is take it up at the next regularly scheduled Council meeting as long as there's a motion to do that today. If you take it up at a separate session you'd have to advertise, but I think it sounds like you can get a decision by Monday."

Mr. Schmitt, "We should have something by Monday whether or not it's a final answer."

Mayor Eisaman, "We should have a pretty good indication."

Mr. Schmitt, "Yes."

Mayor Eisaman, "Then you're suggesting we make a motion to table this issue until the Council meeting on Monday night?"

Solicitor McCormick, "Right."

Councilman Tridico **MOVED** to table this issue until the Council meeting scheduled for Monday, May 9, 2005, and Councilman Peterinelli **SECONDED**.

Mayor Eisaman, "Will you be available?"

Mr. Schmitt, "Monday evening? Yes. What time's that?"

Mayor Eisaman, "The meeting is at 7:00 p.m."

Solicitor McCormick, "My understanding, Sue and Dan, was that we were having this Special Council Meeting to try and create as much time as possible, because the project had to be completed or the money spent by the end of the month?"

Ms. Trout, "Both."

Solicitor McCormick, "So we're looking at an extension of that and you feel confident we can get some type of extension?"

Mr. Schmitt, "At the pre-job meeting they indicated there was no type of an extension possible. But talking to Tom today they just received some notification or information yesterday that says now an extension is possible. So they're going to have to look at two things. They're going to have to look at an extension for obvious reasons, and then they're going to have to talk about how we get up to the difference between the \$35,000 and \$57,000 as the bid reflects the difference of \$22,000. Are they going to change the scope as far as maybe a re-design is concerned or are they going to look at a situation where they can come up with additional funds?"

Solicitor McCormick, "I understand that. Are you comfortable in discussing what authority they had to add to the bid price or was it so nominal it's not even worth discussing at this point?"

Mr. Schmitt, "He had \$5,000. He had permission for \$5,000."

Solicitor McCormick, "Because obviously the possibility exists that if everybody likes how the project is designed and it looks like it's going to do the job, you can finagle a little bit more money out of them. But you still have somewhat of a gap that may turn back to City Council to



decide if they want to fill that gap. And I'm not suggesting they do fill that gap, but that's obviously a possibility."

Mr. Schmitt, "And the other thing we discussed is obviously the one person that was here for the meeting was not from Rhino; they were from one of the other contractors. My concern would be, and I'm not insinuating this, but with \$24,000 between the first and second bidder, if they made some type of mistake, they have 48 hours in order to produce that mistake. So if and I'm not saying it is, but if they would happen to do that we're looking at an \$81,000 bid if we would happen to go to the second bidder, which is a significant increase in numbers."

Mayor Eisaman, "When somebody estimates a project at \$35,000 where do they get the number from?"

Mr. Schmitt, "Usually it's based on unit prices on similar types of projects. This project itself was designed by the State, and I don't know what they use as their basis. It's not a typical run of the mill project because of the embankment situation. It's not typical because of the access to it, and again as we pointed out if you're not aware, the restoration of the property of getting the temporary access to get to the site is not even included in that."

Mayor Eisaman, "We understand that."

Ms. Trout, "Those are additional costs."

Solicitor McCormick, "We had one access point but there's apparently a more desirable access point but we don't know for sure if that property owner will cooperate."

Ms. Trout, "Right. The other access point was desirable because it was less costly for restoration."

Mayor Eisaman, "A gravel driveway versus asphalt."

Solicitor McCormick, "The other one will cost money; you can save money theoretically. Is that a fair statement?"

Mayor Eisaman, "You need to talk to the engineer. Are you talking about the City 'after cost' or the actual project?"

Solicitor McCormick, "No, I'm talking about if they can access the project with the second property owner that hasn't agreed yet. Does that save money possibly?"

Mr. Schmitt, "From the City's standpoint. They're only two houses away. The other situation where we are accessing right now, it's a tight situation going down the driveway with the neighbor who might have some problems with the project. So to get the trucks and vehicles with the stone down there it's going to be very difficult."

Solicitor McCormick, "My only concern is if we do end up getting the second access point that won't upset the low bidder, will it?"

Mr. Schmitt, "To them it doesn't matter other than the tightness. The way it's set up is if they rip it up we're fixing it. If they tear up an asphalt driveway, we're fixing it. If they go down a grass driveway, we're fixing it."

Solicitor McCormick, "Am I hearing the City can almost count on the driveway needing some work after the fact?"

Mr. Schmitt, "Yes."

Solicitor McCormick, "So that's an added cost."

Mayor Eisaman, "From our standpoint we would like it done as soon as possible with the rain and everything to at least protect those couple of houses down there for the summer."

Obviously if they can come up with some extra money it would be greatly appreciated."

Mr. Schmitt, "Yes, because if they change the project as far as the scope is concerned then you're back out re-advertising and bidding again."

Ms. Trout, "And that will delay things even further."

Solicitor McCormick, "Does this sound like it's a one-shot deal with the State for this money?"



**SPECIAL CITY COUNCIL MEETING MINUTES-Tuesday, May 3, 2005, Page 4**

Mayor Eisaman, "Why don't we wait and see what the conversation is in the next couple of days rather than trying to figure out what the State's going to do?"

Ms. Trout, "I think what they're going to weigh it against, too, aren't there other bid openings tomorrow at their other location?"

Mr. Schmitt, "I'm not sure of that."

Ms. Trout, "They were some time this week. I think they're going to wait and see those results as well. That's just my guess."

Mr. Schmitt, "I will bring the information Monday night."

Mayor Eisaman, "Hopefully you and Sue will be talking by Thursday, and Sue can formulate a game plan."

Ms. Trout, "Thank you, Dan."

Mayor Eisaman, "Thank you, Dan."

Mr. Schmitt, "You're welcome."

No further discussion. **All voted unanimously to table the bid until Monday's Council Meeting, May 9, 2005.**

**\*\*\*ADJOURNMENT\*\*\***Councilman Peterinelli **MOVED** to adjourn the meeting.

**SECONDED:** Councilman Tridico. Unanimously all voted in favor to **adjourn.**

**RESPECTFULLY SUBMITTED:**

  
Susan M. Trout, City Administrator

ame

**CITY COUNCIL MEETING**

**Minutes**

**Monday, April 11, 2005**

**7:00 p.m.**

Mayor Eisaman called the meeting to order at 7:00 p.m. Susan Trout, City Administrator, took roll call with the following members present: Councilwoman Burkley, Councilman Tridico, Councilman Peterinelli and Mayor Eisaman. City Solicitor, Timothy McCormick; City Treasurer, Robert DePasquale and Fiscal Director, Mary Perez were also present. Councilman Mertz was absent.

**\*\*\*PLEDGE OF ALLEGIANCE\*\*\***Councilman Peterinelli

**\*\*\*COMMENTS/BUSINESS FROM THE FLOOR\*\*\***Mayor Eisaman, "I'm going to ask that anyone who has a comment with regards to the adoption of Bill No. 2, which is the change in zoning from R-2-General Residence District to C-1 at 103 Alexander Avenue, if you could hold your comments until we address that issue. At that time, I will invite you to the podium. Anyone else wishing to address Council with regard to any other items on tonight's agenda, please approach the podium at this time."

**\*\*\*APPROVAL OF LAST MONTH'S COUNCIL MINUTES\*\*\***Councilman Peterinelli **MOVED**, and Councilwoman Burkley **SECONDED** the motion to approve the minutes of last month's Council meeting. No discussion. **Unanimously all voted in favor.**

**\*\*\*APPROVAL OF MONTHLY BILL LIST\*\*\***Councilman Peterinelli **MOVED** to approve the bill list and pay the bills as the money becomes available. Councilman Tridico **SECONDED** the motion. No discussion. **Unanimously all voted in favor.**

**\*\*\*REPORTS OF COUNCIL\*\*\***

**Councilwoman Burkley**, "The Recreation Department will be taking registrations for the In-house, In-line Hockey Program until the end of April. The program will start in May and run until the middle of July. The cost is \$95 per player. That includes all referee fees and jerseys. Players will be separated by age groups and skill levels. There will be eight games scheduled plus a weekly practice. For more information contact the Recreation Office at 724-834-4880. Lynch Field will soon have some new playground equipment installed. This project is scheduled to start on April 12, 2005 and is expected to be ready for play in a week to ten days. The Megan Smith Pavilion at Mt. Odin is now available to the public to rent for reunions and graduation parties. Anyone interested should come to the Recreation Office. The cost is \$75 for residents and \$100 for non-residents. That concludes my report."

**Councilman Tridico**, "Mt. Pleasant Street has been closed since Friday evening so that the cement channel boxes could be installed for the flood project. The contractor has completed his work and the Street Department paving crew will finish re-paving the affected portion of the street tomorrow. It is expected that by early afternoon Mt. Pleasant Street will be re-opened for traffic. The street sweeper has started working the summer shift beginning at 4:00 a.m. to ensure that the business district is kept clean. Recently employees of the Street Department completed applying thermoplastic vascar lines for the Police Department in several crosswalks throughout town. For the past few weeks the Street Department has been busy trimming overgrown trees along right-of-ways and also on the Five Star Trail. Because of the pleasant weather experienced this past weekend and many residents were able to perform yard work, requests for the brush chipper peaked at our all time high for a single weekend. We received 63 calls on Saturday and Sunday. This completes my report"

Mayor Eisaman, "Just one question, Councilman, I believe you said Mt. Pleasant Street should be finished on Tuesday?"

Councilman Tridico, "Yes."

Mayor Eisaman, "To clarify that, let's say the road will be open to the public on Wednesday morning in case there is a delay. So if the Tribune-Review wished to report anything, it will definitely be open by Wednesday morning."

Councilman Tridico, "Okay."

**Councilman Mertz**, reported by **Councilwoman Burkley**, "I have a report from the office of Barbara Ciampini. Suzanne Gagliardo from the Pennsylvania Downtown

Center will be at City Hall in Council Chambers on Wednesday, April 20, 2005 at 7:00 p.m. to educate the downtown business and property owners about the Commonwealth's Main Street Program. Everyone is welcome to attend. That concludes the report."

**Councilman Peterinelli**, "Revenues for the month are 22% of budget. This is 3% less than they were for March, 2004. Expenses are 24% of budget. This is 2% higher than last year, also."

**\*\*\*MAYOR'S REPORT\*\*\***

**Police and Code Reports.** Mayor Eisaman reviewed the Police and Code Reports. Copies of these reports may be obtained at the respective offices or the City Administration Office.

**\*\*\*INTRODUCTION OF BILLS\*\*\***

**Bill No. 3-AN ORDINANCE OF THE CITY OF GREENSBURG AMENDING SECTION 151-4 ENTITLED, 'POOL FACILITY' OF CHAPTER 151, ENTITLED 'FEES' OF ORDINANCE NO. 1646, THE CODE OF THE CITY OF GREENSBURG.** Ms. Trout, "The purpose of Bill No. 3 is to add three new swimming pool programs and fees for the pool that are 'Swim Fit'; 'Water Aerobics' and 'Special Needs Swim' each with a fee of \$15 per session. Additionally, added under Section 151-4 is the item, 'Birthday Party Package' with a fee of \$8 per child. This is being established in conjunction with some new programs we're offering at the pool." Mayor Eisaman, "With regards to the 'Birthday Party Package' fee of \$8 per child, is there a minimum number of children so that we don't have somebody calling up and wishing to have a party for four children and our expenses exceed our revenue?" Ms. Trout, "I'm not sure, but we can look into that." Mayor Eisaman, "I think you would want to have 15 to 20 children to break even." Ms. Trout, "Alright, we can look into that." Councilman Tridico, "Is there any specific time the pool can be rented?" Ms. Trout, "Yes. You can rent it in the evening from 7:15 to 9:15. It's not during regular pool operations."

**\*\*\*ADOPTION OF BILLS AS ORDINANCES\*\*\***

**Bill No. 1 as Ordinance No. 1904-AN ORDINANCE AMENDING ARTICLE III, ENTITLED 'NON-UNIFORMED EMPLOYEES PENSION' OF CHAPTER 54, ENTITLED 'PENSIONS' OF ORDINANCE NO. 1646, THE CODE OF THE CITY OF GREENSBURG ELECTING TO CHANGE THE BENEFITS IT HAS IN THE PENNSYLVANIA MUNICIPAL RETIREMENT SYSTEM UNDER ARTICLE IV OF THE PENNSYLVANIA MUNICIPAL RETIREMENT LAW: AGREEING TO BE BOUND BY ALL PROVISIONS OF THE PENNSYLVANIA MUNICIPAL RETIREMENT LAW AS AMENDED AND AS APPLICABLE TO MEMBER MUNICIPALITIES CHANGING BENEFITS UNDER THE PROVISIONS OF THIS ARTICLE; STATING WHICH OF CERTAIN OPTIONS PERMITTED UNDER THE SAID LAW ARE ACCEPTED BY THE CITY.** Ms. Trout, "The purpose of Bill No. 1 is for adherence to requirements as set forth by Act 169 of 2004 requiring the City to specify that part-time employees are prohibited from participating in the pension plan. Said ordinance shall take effect today, April 11, 2005." Councilman Tridico **MOVED** to adopt Bill No. 1 as Ordinance No. 1904, and Councilman Peterinelli **SECONDED**. No discussion. Roll call vote was taken. **All voted unanimously to adopt.**

**Bill No. 2-AN ORDINANCE CHANGING THE ZONING FROM R-2-GENERAL RESIDENCE DISTRICT TO C-1-NEIGHBORHOOD SHOPPING DISTRICT FOR PROPERTY LOCATED AT 103 ALEXANDER AVENUE.** Ms. Trout, "The rezoning is requested by the property owners, Walter and Dolores Myslewski to allow commercial uses for the property that is currently listed as a nonconforming use. The Planning Commission has unanimously recommended denial of this rezoning request." Mayor Eisaman, "At this time as I referred to earlier under Comments/Business From the Floor, anyone wishing to address Council with regard to Bill No. 2, please come to the podium, state your name, address and comments."



**Dennis Zuzik, Attorney for Dr. and Dolores Myslewski, owners of 103 Alexander Avenue.** Attorney Zuzik, "The reasons for the request and why we think it is appropriate for Council to change the zoning as to this property are really as follows: Number one, if you look at the map I've passed around, you'll see the Myslewski property located at the intersection of West Newton and Alexander Street. That whole area I guess primarily because of the hospital has really transitioned. If you look across West Newton Street, you will see that every property on that side from West Pittsburgh down to Spring Avenue is in fact zoned 'C-1', the classification which we are seeking. If you look at the easterly side of West Newton, you'll notice that from Spring Avenue to West Pittsburgh Street, all the properties are 'C-1' but for four. If you look at those four, one is Myslewski, one is Camlin, one is Fallat and one is Davis. As to the Davis property, number one, if you're familiar with that property, it really doesn't front on West Newton, it fronts on Oakland Avenue and is really oriented toward Oakland Avenue. So it's a little unique in that respect. The Camlin property is actually utilized to a certain extent as a commercial property. There is a chiropractic office already located on that property, and it has for many years already been utilized as a commercial property, compatible with a 'C-1' zoning, although I suspect it's been done that way as a prior nonconforming use. The Myslewski property itself has actually been utilized for commercial purposes since the early 1950s. It was originally owned by the Blind Association, and it was used by them as offices and for light manufacturing. They used to make the items which the blind sold. So it has actually been utilized, despite its zoning classification, for a use again compatible with the 'C-1' classification that we're seeking for the property. The property since Dr. and Mrs. Myslewski purchased it, which was approximately 1975 or so, continued those kinds of commercial uses. Dr. Myslewski made use of it as his medical offices. The building itself has been changed so that it's compatible with professional and medical uses again as part of a prior nonconforming use. And again compatible with the classification that we're seeking for the property, 'C-1'. With regard to the Fallat property, it is to the best of my knowledge and I'm not that familiar with it, I apologize for that, but it may be the only true residential property that remains oriented toward West Newton Avenue between Spring and West Pittsburgh Street. The property that we're seeking the change for, 103 Alexander Avenue, is compatible as it now exists with the 'C-1' classification. The building itself has been altered so it can be used for professional purposes. It's been used for offices. It's been used for medical offices, and as I said earlier before that it was used by the Blind Association for both offices and manufacturing. I also brought with me today, and I hope all of you can see it, a drawing of the property. If you have a problem with it, let me know and I will bring it in a little closer. But this was prepared a good many years back when Dr. and Mrs. Myslewski came before you to request a variance to permit them to construct a parking area on the easterly side of the premises. So in addition to the building itself having been altered inside to make it compatible with professional, light commercial uses, the property does have parking on the premises. The City granted a variance I believe it was back in 1982 or thereabout. And this parking lot that you see along the easterly side setting up for five or six parking spaces was in fact constructed, and before Dr. Myslewski's retirement, it was used as patient parking. In addition to that there's additional parking at the rear of the building off of West Newton permitting at least four vehicles to be parked. So there are somewhere between nine and if you count the garage space itself, there's suitable parking for somewhere between 9 to 11 vehicles on the site as it presently exists. So it's a site that number one has been used as a commercial property as a 'C-1' type use since the early '50s; number two the property is in an area that has basically transitioned into a 'C-1' area, so that a change would actually make it more compatible with the area in which it's actually located. It is suitable for those types of uses. The contemplated uses at this time, and I realize that if you grant the zoning it doesn't restrict you to that use, but the contemplated uses are for a beauty shop and spa, which Dr. Myslewski and his wife have been talking to a tenant about who's interested in renting the property for that purpose."

Mayor Eisaman, "With regards to those uses they couldn't get a nonconforming use for the same thing?"

Attorney Zuzik, "They possibly could, but the reason we have elected to request a change from you is that it's impossible for us to say that tenant would be there for one year, five years or six years. And if that tenant were to leave and another tenant wanted to utilize it we would be in the same position of having to keep coming back to you for a request to utilize it for whatever tenant we might happen to find that's interested in the premises. We feel that if we were to have a change to 'C-1' that would eliminate that problem for the owner and again would be compatible with the area in which this property is really located. There are two things I would like to comment on before I close. Number one, I

don't think it would be harmful to the adjacent area. And there are really two reasons for that; number one, again this property has been used since the early '50s for purposes that would be permissible in a 'C-1' use. So it's basically been commercial for 50 some years rather than pure residential; secondly...."

Mayor Eisaman, "Excuse me, Mr. Zuzik. If I could just ask everyone when someone is at the podium if they would permit that person to speak then they will be given an opportunity to come to the podium also."

Attorney Zuzik, "Again, the request is for a 'C-1' classification, and we feel that is actually compatible with all of the residential properties which are now going down Alexander Avenue from the Myslewski and the Camlin properties in an easterly direction. As you're all aware the 'C-1' district is a district that's designed to encourage shopping and continued use of land for neighborhood commercial services. It's to eliminate uses that would interfere with the use of the land in the district as a shopping and service center for the surrounding residential neighborhood. It's a district intended to be applied to areas largely surrounded by residential classifications. And that's exactly what we have here. We have an area which is transitioned into basically a 'C-1' area. To the east of that is a residential area. 'C-1' uses are uses which are envisioned as supportive and complimentary to the surrounding residential areas, so that the use we're seeking, the change, would not be harmful to those areas but would be exactly what is envisioned by the ordinance itself, which is a use, a zoning classification, supportive of and compatible with the surrounding residential areas. When we presented this request to the Planning Commission there were some neighbors who I'm sure will be here this evening who will express to you their points, but the only comment that was made by any member of the Planning Commission themselves was to the effect that they would like to see these older homes renovated into continuing residential properties. And I thought about that and I think we have to be a little bit realistic here. Whether we favor or we don't favor the transition, which has occurred up there by virtue of the growth of the hospital, the fact is that area has transitioned into basically a 'C-1' area largely supportive of the hospital. I don't think in that type of an area that you will find individuals who will be willing to take these large, older residences and spend the money that is necessary to, for example in this one, change it back from commercial and offices into a pure residence. To put in the updates, plumbing, electric, insulation, etc. that would be necessary to make a home of this sort back into a residential property, I think it's kind of wishful thinking to believe that someone will put that money into a property located in this area, which again has basically transitioned into a 'C-1' commercial-type area. It's not where you would expect individuals to expend substantial sums of money to return this property to a residence. It's not likely to appreciate significantly as a residence, and the cost for this location would probably exceed the value that you could hope to get for it as a residence. So I think when you look at the nature of the neighborhood, the transition of that neighborhood, the fact that the uses have been in conformity with the change that's being sought, the fact the property itself is indeed suitable for this zoning classification and that really it will have no harmful effects on the adjacent residential area, I think it's appropriate for us to request that you change it to a 'C-1' area. If anyone has any questions, I would be glad to field them for you."

Mayor Eisaman, "Based on your copy of the plot areas, by changing to your request from an 'R-2' to a 'C-1', in the block area between Oakland, Alexander, West Newton Street and Grove Street, that will be the first 'R-2' to 'C-1' in that block area? Is that what you're requesting?"

Attorney Zuzik, "It would be the first one directly bordering on Alexander. That is correct, Mayor. The uses, however, for both the Camlin and the Myslewski properties, both of which are on Alexander and West Newton, have in fact been commercially used for many, many years."

Mayor Eisaman, "Correct. I'm aware of that. Thank you."

Councilman Tridico, "I have a question on that parking area. I looked at it the other day. When you pull in one car you have to pull another car in back of it. You can't stagger the cars. Is that right?"

Attorney Zuzik, "The parking area which is located on the easterly side off of West Newton Street, you're correct. You can put in two vehicles that have direct access to West Newton; if you put more, you have to stack them. But it has not proven to be a problem for the simple reason that has traditionally, during Dr. Myslewski's use, been the employee parking area. So that for example he would park his car there and the nurse could park there, too. They're the people coming and staying during the commercial activity. And I anticipate that's probably the same type of use that would be made available."

Councilman Tridico, "That is all permit parking on Alexander Avenue; are you aware of that?"

Attorney Zuzik, "That could be."



Councilman Tridico, "You can't park on West Newton Street. And on Alexander it is all permit parking."

Attorney Zuzik, "And again there are those five spots, actually six if you include the garage area, on that easterly side, which is accessed from Alexander Avenue. And again this was approved by the City who granted a variance to us for that extra parking back in '82."

Solicitor McCormick, "Now Dennis you're indicating that you feel your clients, even though it's 'R-2' because of its nonconforming status, could probably retain a lot of the same uses that you just referred to. And that the property's been used already professionally perhaps, as the way the tenant that you're talking to would like, is that correct?"

Attorney Zuzik, "Some of those uses we feel are already permissible; professional offices, I don't think there's any question, and certainly no question for medical offices. But my client came to me with a prospective tenant who wants to have a beauty shop and spa. And I couldn't tell them that given the existing uses to date that would be permissible. And that's actually what precipitated this request. If another doctor were going in there, I don't think there's a problem. We already have that permission. Another professional type office would be permissible, but once you go beyond that I don't have any way to even give my client good advice as to what other uses may be permissible there. The Blind Association's use, which actually included some light manufacturing, as I said, I think predated the zoning in the City. And I don't think much of that went on after the zoning, but again we face this problem each time you get a tenant that wants to do something a little bit different and we just don't know what is and what isn't permissible."

Solicitor McCormick, "Now if, God forbid that beautiful structure would be torn down and say it remained 'R-2', what would you envision could be built there?"

Attorney Zuzik, "I don't think you could build anything there except the permissible uses under an 'R-2' area, which would be single- or multi-family."

Solicitor McCormick, "Okay. Then if it were rezoned commercial what could you envision being built there?"

Attorney Zuzik, "Under a 'C-1' classification that we're seeking, the way I read the zoning ordinance I think you can have any type of light commercial use supportive of an adjacent residential area. I think that can include things like we have in mind; a beauty shop, spa, professional offices, doctors, chiropractors, architects and lawyers; whoever wanted to have that type of an office. I think you can have a market. In fact I think there was a market right there on West Newton a few doors down before the doctors built their new building along West Newton."

Solicitor McCormick, "A gas station?"

Attorney Zuzik, "I don't know. I don't know if that fits into the classification. You could have shops."

Solicitor McCormick, "Was this addressed at the Planning Commission; this type of potential use?"

Ms. Ciampini, "Yes, the potential uses."

Solicitor McCormick, "What did the record address, Barb?"

Ms. Ciampini, "The 'C-1' district permits restaurants, entertainment clubs and gas stations. A perfect example would be our shopping center on East Pittsburgh Street, which is all zoned 'C-1'. They're related to the neighborhood."

Mayor Eisaman, "They're not classifications within the 'C-1'?"

Ms. Ciampini, "No."

Solicitor McCormick, "Why I'm asking these questions is Council only deals occasionally with these types of zoning issues, and individually they all may understand, but collectively I think the record should reflect that one of the things, and this could be one of the reasons the Planning Commission made the recommendation that they did, is you're clearly opening the possibility to nighttime use; lights, traffic in and out at midnight and that type of thing, which again is quite frankly something I think your clients have to confront when asking for the zoning change. We see that beautiful building, but if the 'C-1' goes in, just so Council understands, ten years from now that building could come down and a gas station could go in. And you have to decide on that record and the possibility in the future what the commercial ramifications could be."

Attorney Zuzik, "Just to give you a flavor and I have the section of the Code in front of me. It says permitted uses are shops for the sale of books, confections, flowers, foodstuffs and automobile service stations not including the making of major repairs provided that only such activities such as car washing, waxing, polishing, greasing, display of rental equipment must be conducted entirely within an enclosed building. No stand, rack or other paraphernalia other than in direct connection with the merchandise offered for sale is manifest outside a completely enclosed building. Again even if you



had a service station, it would have to be light and it would have to be within the building. Because the whole use, the whole 'C-1' concept, is that it is light commercial in nature supportive of an adjacent residential area. So it kind of envisions exactly really what we have here, which are the area of the hospital and the areas that have changed and then butting up against a residential area. And in this particular case again that West Newton area, whether we like it or not, whether we wanted to see it happen, the reality of it is that it has in fact become a 'C-1' type area."

Solicitor McCormick, "Not to do the lawyer-to-lawyer thing, but you would concede the point that I make in terms of whether you get the banging and clanging of auto repairs and that kind of thing, you definitely will have a change in the lighting situation up there. You'd have to necessarily have large overhead lighting, which we're talking about a significant imposition on the people behind the property."

Attorney Zuzik, "I wouldn't agree with you on that, Tim, because if you look two properties down, we now have the new building that was built by the doctor's group, changed to a 'C-1'. We have basically a new building, whatever that type of lighting is, whatever that type of operation is, and those are in the nature of what you're going to have. Is it going to be different? There's no question; it's going to be different. Is it going to impose a negative impact on the adjacent residential community? I don't believe that it is."

Solicitor McCormick, "Isn't the true answer to that question time will tell if there's a 'C-1' change?"

Attorney Zuzik, "It will, but if you look at the area, what is the driver in this area? The driver is the hospital. Let's face it. This area isn't going to be impacted by the Seton Hill complex downtown; this area is driven by the hospital. And I think realistically speaking in the future you'll either have uses that are supportive of those adjacent residential areas, shops, markets, coffee shops and those kinds of things or you're going to have more support of the hospital. That's the realistic thing that's going on in the area. I think you have to accept that. Any other questions? Thank you."

Mayor Eisaman, "Thank you, Mr. Zuzik."

**Mrs. Jay Carter, 111 Alexander Avenue, Greensburg, PA.** Mrs. Carter, "Council, Mayor, the attorney who just spoke made so many ill-advised comments I don't know where to begin. In the first place there is not room for five cars in his parking area and when he put in the parking lot, Dr. Myslewski even rented two spaces on Alexander Avenue to allow enough room for his patients. As far as the comment in regard to not spending money on renovating the houses, Dr. Reed Nelson has recently bought the Margaret Robinson home across from us and he is spending a fortune. It had been changed into a two-family home, and he's taking it all apart, spending a vast amount of money and putting it back into a one-family home. He also bought a house right next to him across the alley and is going to tear it down and build a garage, cottage-type apartment to match the, what we always called, the Robinson home. I don't know of anybody on Alexander that has not been renovating the house. Kurt Zurco spent a great deal of money in painting their house and all sorts of beautiful homes on Alexander. We just do not feel that a change of the zoning is apt at this time. Are there any questions you want to ask me? Thank you."

Mayor Eisaman, "Thank you, Mrs. Carter."

**Jay Carter, 111 Alexander Avenue, Greensburg, PA.** Mr. Carter, "That was my wife that just spoke. I'm not in favor of any changes. We spent several hundred thousand over the years on our place, and it doesn't show, but listening to the attorney I was starting to feel like a second-class citizen in Greensburg. And I don't like to feel like that. Talking about the parking lot next to Myslewski's place, they're lucky to get one car in there, maybe two. And they both have to back out onto Alexander Avenue and its right near the intersection. The cars come around that intersection real fast all the time, which provides for an unsafe condition, because everybody has to back out. One of my complaints is I have 100 feet frontage in front of our place, and by far that's room for five cars; if they were smaller cars maybe another one, so maybe six. But they all make a run for in front of our place because it's easy to pull in and pull out. And they wouldn't park in his parking lot because it was easier to park in front of my place. Thank goodness for permit parking. We use that a lot and have lost a lot of friends on account of it. But, anyway, that's a big problem; the parking. Then he says he has room for five cars, but that really isn't true. It's more like two, and they have to back out, even if there's only one. They have to back out onto Alexander Avenue. That's all I have to say. Thank you."

Mayor Eisaman, "Thank you, Mr. Carter."

**Marilyn Davis, 106 Oakland Avenue, Greensburg, PA.** Ms. Davis, "I really don't have a problem with it. I don't like it sitting vacant right now the way it is. There's always been a large light in the back of his building that has illuminated the entire backyard that shines into my backyard. It's not been a problem. There's a lot of light across the street on Pittsburgh Street from what used to be the Spee-D Mart that the hospital has taken over. There's a tremendous amount of light on that area also. So I'll be happy to have some sort of improvement with a tenant actually in the building instead of the way it is currently."

Mayor Eisaman, "Thank you."

**Carol Brown, 139 Alexander Avenue, Greensburg, PA.** Ms. Brown, "The parking problem we all know is really terrible. We only have room for two cars in front of our house, and if the people would park up the street a little bit further, then we would be out our two spots and that's all we have. But for down the road in ten years or five years or two years, the doctor's office like Dr. Bisignani, and I'm not sure what they call the building, but they all leave around 5:00 or 6:00. The businesses that are there and the chiropractor across the street, they all leave pretty early. So there's really nothing happening late at night. It's like it's happening when we're all at work and everyone else isn't on the street. But down the road if they would build something that would be open until 10:00, 11:00, 12:00 or 2:00 in the morning, I think it would be detrimental to our residential area, which we dearly love. And it's down the road what I'm speaking for; not so much the parking, because there is no room for all those cars. We all know because we get the leftovers in our spots. Thank you for my time."

Mayor Eisaman, "Ms. Brown, you're approximately in the middle of the block?"

Ms. Brown, "Yes."

Mayor Eisaman, "Thank you. Is there anyone else wishing to address Council regarding this issue? If not, is there a motion?"

Councilman Tridico **MOVED to deny** the rezoning request, and Councilman Peterinelli **SECONDED**.

Mayor Eisaman, "Just so I'm correct, Solicitor, voting 'yes' to this means you are actually voting to deny Bill No. 2, and it will remain 'R-2'."

Solicitor McCormick, "Correct. You're voting in favor of the motion."

No further discussion. Roll call vote was taken. **All voted unanimously to deny Bill No. 2.**

#### \*\*\*ENACTMENT OF RESOLUTION\*\*\*

**Resolution No. 1083-A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GREENSBURG APPROVING A REDEVELOPMENT PROPOSAL FOR THE GREENSBURG REDEVELOPMENT PROJECT IN THE CITY OF GREENSBURG, WESTMORELAND COUNTY, PENNSYLVANIA.** Ms. Trout, "Approved by the Planning Commission on February 28, 2005, the proposal includes the following amendments to the Redevelopment Plan for the Greensburg Redevelopment Project dated August 2004: Section G. entitled, 'Proposed Street Layout and Traffic Circulation Changes of the Redevelopment Area Plan' is amended due to the vacation of a portion of Red Star Way Street from Harrison Avenue west approximately 110 feet and of an unnamed alley that intersects with the northerly right-of-way of West Otterman Street approximately 168 feet west of College Avenue from the intersection north approximately 125 feet; Section H. entitled, 'Extent, Effect & Manner of Accomplishing the Rehousing of Families and Individuals' regarding the preparation of the project area, the acquisition of properties, the relocation of business and residential occupants and referencing compliance with the *Uniform Relocation and Real Property Acquisition Policies Act and the PA Eminent Domain Code*; as well as, amendments to the Preliminary Site Plan - Map No. 5 to more accurately reflect the location of the new state office building and Seton Hill's proposed theater arts building. Said changes were presented in detail by Lee Mueller of Mullin and Loneragan Associates, Inc. at a Public Hearing held before Council on April 5, 2005."

Mayor Eisaman, "This is in regard to the public meeting we had last Tuesday at 7:00 p.m."

Councilman Tridico **MOVED to enact** Resolution No. 1083, and Councilwoman Burkley **SECONDED**. No further discussion. Roll call vote was taken. **All voted unanimously to enact Resolution No. 1083.**



## \*\*\*COUNCIL APPROVAL\*\*\*

- a. **Hiring of Fiscal Assistant-Accounts Receivable.** Ms. Trout, "Having conducted interviews to fill the position left vacant by Chad Smith, Mary Perez and I recommend Council approve the hiring of Jennifer Miller of North Huntingdon effective today at the established salary of \$29,743.47 in accordance with the 2005 Wage Ordinance."  
Councilman Peterinelli **MOVED** to approve the hiring, and Councilwoman Burkley **SECONDED**.  
Mayor Eisaman, "This hiring process included advertising in the Tribune-Review and the Fiscal Director and the City Administrator interviewed eight candidates that met the minimum qualifications and Ms. Miller was chosen."  
No further discussion. **All voted unanimously to approve.**
- b. **Hiring of 2005 Seasonal Part-time Greensburg Recreation Department Employees.** Ms. Trout, "Returning as lifeguards at new rates this season are: Meredith Andrus and Nicole Cribbs @ \$5.75 per hour; Alexandria DeBone, Caroline Walker, and Christine Watson @ \$5.50 per hour; and Ashley Kern and Angela Duffy are recommended to be hired as lifeguards @ the starting rate of \$5.25 per hour. Matthew Basl, Matthew DeCecco and Eric James are recommended to be hired as pool maintenance workers @ \$5.15 per hour; and Adam Bonfonti is recommended to be hired as a Lynch Field Maintenance worker @ \$5.15 per hour. Seasonal employees are scheduled to work approximately 32 hours or less per week."  
Councilman Tridico, "Why do we have such a differential in the lifeguards' salaries? Are there different qualifications?"  
Ms. Trout, "Yes, and experience."  
Councilwoman Burkley **MOVED** and Councilman Tridico **SECONDED**. No further discussion. **All voted unanimously to approve the hirings.**
- c. **Acceptance of Resignation from the Recreation Department's Advisory Board.** Ms. Trout, "Approval accepts the resignation of Timothy Kimmel from his term on the Recreation Board who has moved out of the City. Tim has served as a committed member of the board for more than 15 years, and this resignation is retroactive to February 23, 2005. Tim will be missed."  
Councilman Peterinelli **MOVED** to approve the resignation along with sending him a letter of thanks for his time served, and Councilwoman Burkley **SECONDED** the motion. No discussion. **All voted unanimously to approve.**
- d. **Change Order No. 4 for the Mount Pleasant Street Flood Project.** Ms. Trout, "Approval for the change order is retroactive to March 22, 2005 in the amount of \$1,105.89 to Beech Construction. This change order was necessary and justified due to the discovery of an active sanitary lateral that required reconnection below the new drainage structure floor slab. This was behind where Logan's TV is located. They discovered it as they were crossing the u-channel by the alley."  
Councilman Peterinelli **MOVED** to approve the change order, and Councilman Tridico **SECONDED**. No discussion. **All voted unanimously to approve.**
- e. **Agreement between the City of Greensburg and the Pennsylvania Municipal Retirement System (PMRS) for the Non-uniformed Employees Pension Plan.** Ms. Trout, "In conjunction with Ordinance No. 1904 adopted earlier this evening, approval of the agreement upgrades the pension benefits for City employees enrolled in the plan. It updates what we discussed earlier."  
Councilman Tridico **MOVED** to approve the agreement, and Councilman Peterinelli **SECONDED**. No discussion. **All voted unanimously to approve.**
- f. **Subdivision for Curtis R. and Maureen A. Thomas.** Ms. Trout, "With unanimous recommendation from the Planning Commission for Council approval contingent upon the establishment of a 5-foot easement on Parcel A for maintenance purposes of the garage on Parcel B, the subdivision requested is for property located at 215 Highland Avenue. The Thomases wish to subdivide an existing dwelling and maintain ownership of the garage property, which is a nonconforming use granted by the Zoning Hearing Board in 2002."  
Councilman Tridico, "If they sell the house, will that have any effect on the garage?"  
Ms. Ciampini, "No."



Mayor Eisaman, "The only change would be if they decide to change the use of the garage."

Ms. Ciampini, "Right. The nonconforming use was stipulated just for the garage. It's actually better that they subdivided."

Councilman Tridico **MOVED** to approve the subdivision, and Councilwoman Burkley **SECONDED**. No further discussion. **All voted unanimously to approve.**

- g. **Agreement between the City of Greensburg and Catalyst Capitol Corporation.** Ms. Trout, "Approval authorizes the Mayor to enter into an agreement for financing a mower and sprayer purchased for the Mt. Odin Golf Course."

Councilman Peterinelli **MOVED** to approve the agreement, and Councilwoman Burkley **SECONDED**.

Mayor Eisaman, "Will this finance agreement be for three, four or five years?"

Ms. Perez, "It's a five-year standard municipal lease, Mayor. The payments will be \$10,010.32 annually, and there will be a \$1.00 buyout on each piece of equipment at the end of the lease."

Mayor Eisaman, "Roughly 4% interest?"

Ms. Perez, "The interest rate is 4.25%."

No further discussion. **All voted unanimously to approve the agreement.**

- h. **Agreement with Supplier(s) for the Purchase of Natural Gas.** Ms. Trout, "Approval authorizes the Fiscal Director to enter into agreement(s) for Natural Gas Service on a month-to-month basis not to exceed a period of six months. Retroactive to April 1, 2005, our current supplier, First Energy Solutions is exiting the retail natural gas business and has assigned our contract to Amerada Hess Corporation."

Councilman Tridico, "What happens after six months?"

Ms. Perez, "Well, two things have recently happened. Number one, the gas prices are increasing as everybody knows, and, number two, our contract was assigned to this new company. So this will allow me to do month-to-month with Hess, and at the present time we have a broker out there trying to get us a better price that we could lock in for some period of time. So this basically allows me to keep working with our broker and our new supplier trying to get the best price for the City at which time we'll lock it in for a longer period of time."

Councilman Tridico **MOVED** to approve the agreement, and Councilwoman Burkley **SECONDED**. No further discussion. **All voted unanimously to approve.**

- i. **Pool Management Services Agreement between the City of Greensburg and the Aerobic Center for the 2005 Pool Season.** Ms. Trout, "Approval authorizes the Mayor to enter into an agreement with the Aerobic Center for management of the Veterans' Memorial Swimming Pool during the 2005 pool season from May 30, 2005 until August 28, 2005. The City will pay the Aerobic Center \$6,000 for the management service plus at year-end, the City will pay the Aerobic Center 25% of the revenues derived from their sponsored programs that include the Swim Fit program; Water Aerobics; and the Special Needs Swim that were introduced earlier tonight and also swimming lessons that they will conduct."

Councilman Tridico, "Prior to this agreement we had a pool manager that we paid out of the general fund, right?"

Ms. Trout, "That's correct."

Councilman Tridico **MOVED** to approve the agreement, and Councilwoman Burkley **SECONDED**.

Mayor Eisaman, "I know both Frank, from the Recreation Department, and the City Administrator have been looking for different ways to manage the pool over the last six to nine months, and I think this was one of the ideas that has come together within the last 60 days that they felt comfortable with."

Ms. Trout, "It seems it will be a good partnership, because they have a lot of expertise with their current pool and especially with the programs we're proposing. It's a change that will program the pool even better than what we have traditionally been doing."

Roll call vote was taken. **Mayor Eisaman abstained, and all others voted unanimously to approve the agreement.**

- j. **Veterans' Memorial Pool Snack Bar Lease Agreement between the City of Greensburg and Andy Sebastian (Rudy's Subs) for the 2005 Pool Season.** Ms. Trout, "Approval authorizes the Mayor to enter into a concessionaire lease agreement with Andy Sebastian for operation of the pool's snack bar during the 2005 pool season from May 30, 2005 until August 28, 2005. Rent shall be \$525 per month due to the City by the 1<sup>st</sup> of each operational month for the snack bar and the storage room next to the snack bar. Penalties for late rent payments shall be included in the agreement at \$50 if received after the 5<sup>th</sup> of the month; and \$100 if rent is not received until after the 10<sup>th</sup> of the month. Additionally, the snack bar may be opened during pool parties if requested by the customer renting the pool. As part of the agreement, the snack bar cannot sell any Pepsi products, ice cream products or candy items that are sold in the vending machines located around the pool. We get revenues from those vending services." Councilman Peterinelli, "Andy has always done a good job at the ice rink. I never heard anyone complain about his service." Councilman Peterinelli **MOVED** to approve the lease agreement, and Councilman Tridico **SECONDED** the motion. No further discussion. **All voted unanimously to approve.** Mayor Eisaman, "Once again I think the Recreation Department, Frank and Trudy, did most of the negotiations with Andy, and I appreciate your work with regards to that effort."
- k. **Lincoln Highway Corridor Grant Application through the Pennsylvania Heritage Parks Program.** Ms. Trout, "Approval authorizes the Mayor to execute on behalf of the City any associated documents for the Lincoln Highway Heritage Corridor to make application through the Pennsylvania Heritage Parks Program with DCNR related to said funding in the amount of \$50,000 in conjunction with the Seton Hill University Center for the Arts project." Councilman Tridico, "Is there any stipulation as to what the \$50,000 would be used for?" Ms. Trout, "Just in conjunction with the project is my understanding." Ms. Ciampini, "It's for brick and mortar." Councilwoman Burkley **MOVED** to approve the grant application, and Councilman Peterinelli **SECONDED**. No further discussion. **All voted unanimously to approve.**
- l. **Grant Agreement (No. 69-2D37-5-151) between the City of Greensburg and the Natural Resources Conservation Service of the U.S. Department of Agriculture for the Installation of Emergency Watershed Protection Measures for the DeCecco and Noonan Properties on Willow Avenue in the City of Greensburg; m.-Operation and Maintenance Plan and Agreement for said Grant; n.-Application for Federal Assistance Relative to said Grant; and o.-Assurance Related to Real Property Acquisition for the Willow Avenue Project.** Ms. Trout, "Approval authorizes the Mayor to enter into the agreement for said properties that are located at 545 and 543 Willow Avenue. The grant amount shall not exceed \$35,000 for 100% of the construction costs to install stream-bank stabilization using rock riprap along the tributary to Jacks Run that runs along the properties. Under provisions of the Emergency Watershed Protection Program and the Agricultural Credit Act of 1978, in relieving hazards created by natural disasters that cause a sudden impairment of a watershed, assistance from the Natural Resources Conservation Service is authorized to relieve hazards and flood damages created by Hurricane Ivan on September 17, 2004 along with Governor Rendell's Proclamation of Emergency Disaster for Westmoreland County. These four items are all in conjunction with that same work, Mayor for the stream bank stabilization behind those properties." Councilman Peterinelli **MOVED** to approve with a thank you to Representative Tangretti for getting the money, and Councilwoman Burkley **SECONDED**. Mayor Eisaman, "Part of this Willow Avenue Project was that the State was able to put this program together to help the property owners along the stream. As we have found out over the years, the City itself does not own any streams; it's actually the property owners' responsibility. But the State did come together on this project and was able to get \$35,000 in funding to at least stabilize these two properties." Councilman Tridico, "Is that grant forwarded before the contract is let?" Ms. Trout, "No." Councilman Tridico, "I was going to say what happens if it's \$20,000; what do we do with the other \$15,000?"

Ms. Trout, "You only get reimbursed for what you spend."

Mayor Eisaman, "Not to exceed \$35,000 up to 100%."

Councilman Peterinelli, "When do we have to get that?"

Ms. Trout, "By May 31, 2005, because it's declared an emergency."

Solicitor McCormick, "Since not one of these items on the agenda; l., m., n., and o. can go forward without the others; and items m., n., and o. are the various documents that need to be executed by either the Mayor or City Administrator to make the proper application, I suggest we amend the motion to include the Grant Agreement; the Operation and Maintenance Plan and Agreement between the City and the Natural Resources and Conservation Services; and, which would be the Application for Federal Assistance Relative to the Agreement; and finally the Assurance Related to Real Property Acquisition for the Willow Avenue Project, and just take that under consideration as one vote. Because quite frankly if you deny one of them, the project isn't going forward. So if anyone on Council has a reservation or questions as to any one item, fine, but otherwise treat it as a package."

Councilman Peterinelli **MOVED** to approve as amended including all four items; l., m., n. and o., and Councilwoman Burkley **SECONDED**.

Mayor Eisaman, "City Administrator, can you summarize Items m., n. and o., so everyone is aware of what those concerns are with regard to the project outlined in Item l."

Ms. Trout, "Item m.-Operation and Maintenance Plan and Agreement between the City of Greensburg and the Natural Resources Conservation Services of the U.S. Department of Agriculture for Grant Agreement No. 69-2D37-5-151 for the Willow Avenue Project outlines our responsibilities for the work that is done for a period of ten (10) years to include maintenance, inspections, and record keeping beginning after the final inspection and acceptance by the City and the Natural Resources Conservation Services; Item n.- Application for Federal Assistance Relative to Grant Agreement No. 69-2D37-5-151 for the Willow Avenue Project authorizes myself as the City Administrator to execute on behalf of the City as the sponsor's authorized representative the application for Emergency Watershed Protection assistance and grants from the Natural Resources Conservation Services; and Item o.-Assurance Related to Real Property Acquisition for the Willow Avenue Project authorizes the Mayor to execute the form that is required to be submitted by the sponsor which is the City for Federal financial assistance furnished by the Natural Resources Conservation Service. It also involves acquiring a right-of-way so that we're able to get down to those properties in that agreement. They're all in conjunction with the same project, as Tim said."


No further discussion. **All voted unanimously to approve.**

- p. **One-month extension for Submission of the Annual Audit and Financial Report to the Department of Community and Economic Development (DCED).** Ms. Trout, "This report will be filed electronically with DCED by the Fiscal Director on or before Friday, April 29, 2005, and approval accepts that she is authorized to do that electronically."

Councilman Peterinelli **MOVED** to approve the extension, and Councilwoman Burkley **SECONDED**. No discussion. **All voted unanimously to approve.**

\*\*\***ADJOURNMENT**\*\*\* Councilwoman Burkley **MOVED** to adjourn the meeting. **SECONDED:** Councilman Peterinelli. Unanimously all voted in favor to **adjourn**.

**RESPECTFULLY SUBMITTED:**

  
Susan M. Trout, City Administrator

ame



**CITY COUNCIL MEETING**  
**Minutes**  
**Monday, March 14, 2005**  
**7:00 p.m.**

Mayor Eisaman called the meeting to order at 7:00 p.m. Susan Trout, City Administrator, took roll call with the following members present: Councilwoman Burkley, Councilman Tridico, Councilman Mertz, Councilman Peterinelli and Mayor Eisaman. City Solicitor, Timothy McCormick; City Treasurer, Robert DePasquale and Fiscal Director, Mary Perez were also present.

**\*\*\*PLEDGE OF ALLEGIANCE\*\*\***Councilman Tridico

**\*\*\*BIDS\*\*\***

**a. Purchase of Street Materials.** Mayor Eisaman, "The bids for the purchase of street materials were opened and read at the PreCouncil Meeting on Tuesday, March 8, 2005. City Administrator, do we have a recommendation?"

Item 1 – 500 Tons ID#2 Binder	Item 5 – 3,000 Tons Superpave Mix Design 12.5 mm
Item 2 – 500 Tons Superpave Mix Design 19.0	Item 6 – 150 Tons Bituminous Cold Patch
Item 3 – 3,000 Tons ID#2 Wearing Course	Item 7 – 1,500 Gallons AC 20 (Hot)
Item 4 – 3,000 Tons Superpave Mix Design 9.5 mm	Item 8 – 1,500 Gallons Equivalent

Bidders:	Item 1 Unit Price	Item 2 Unit Price	Item 3 Unit Price	Item 4 Unit Price	Item 5 Unit Price	Item 6 Unit Price	Item 7 Unit Price	Item 8 Unit Price
Derry Construction, Latrobe, PA	\$25.50	\$26.55	\$29.65	\$29.45	\$27.45	\$42.00	\$1.55	\$1.55
Hanson Aggregates, Connellsville, PA	\$25.95	\$25.95	\$29.00	\$28.50	\$28.25	\$42.00	\$3.50	\$5.50
Russell Standard, Valencia, PA	No bid	No bid	No bid	No bid	No bid	\$39.50	No bid	No bid
Heilman Pavement Specialties, Sarver, PA	No bid	No bid	No bid	No bid	No bid	\$39.85	No bid	No bid
Tresco Paving Corporation, Pittsburgh, PA	\$30.75	\$31.00	\$33.75	\$33.00	No bid	No bid	\$1.50	\$1.50

Ms. Trout, "Yes, Mayor, we do have a recommendation to accept the bid from Derry Construction, based upon two reasons. One, they were the overall lowest bidder, and two, on Items 1, 3, 6, 7 and 8, which are items we anticipate using the most regarding asphalt paving, they were the overall low bidder. Their plant is located on Route 22, and we received a good recommendation from Hempfield Township as to their service record."

Councilman Tridico **MOVED** to accept the bid from Derry Construction, and Councilman Peterinelli **SECONDED**. No further discussion. **All voted unanimously to accept the bid.**

**b. Purchase of Three (3) 2005 Chevrolet Dump Trucks with Snowplows and Salt Spreaders.** Mayor Eisaman, "The bids for the dump trucks with snowplows and salt spreaders were also opened and read at the PreCouncil Meeting held on Tuesday, March 8, 2005. City Administrator, do you have a recommendation?"

Bidders:	Item A. – (3) Three Dump Trucks as per Specifications		Item B. – (3) Three Dump Trucks w/Under-tail-gate Salt Spreader Fabricated using 304 Stainless Steel (rather than Carbon Steel)	
	A (1) Outright Bid	A (2) Municipal 5-Yr. Lease	B (1) Outright Bid	B (2) Municipal 5-Yr. Lease
Kenny Ross Chevrolet, Inc., Irwin, PA	\$43,134.25 Ea.	Ea.	\$44,134.25 Ea.	Ea.

Ms. Trout, "We received one bid from Kenny Ross Chevrolet. We bid this out two different ways with an 'A' package and a 'B' package. We recommend to accept the outright bid of \$44,134.25 each for the three (3) vehicles under Item B, which is the Under-tail-gate Salt Spreaders using Fabricated 304 Stainless Steel rather than Carbon Steel."

Mayor Eisaman, "And these are 5-ton dumps?"

Mr. Hoyle, "One-ton."

Mayor Eisaman, "And how much did we have budgeted?"

Ms. Perez, "Actually we had budgeted about \$50,000 per truck, so they came in under budget."

Councilman Peterinelli **MOVED** to accept the bid from Kenny Ross Chevrolet, and Councilman Mertz **SECONDED**.

Councilman Tridico, "Are we going to try to get a lease agreement?"

Mayor Eisaman, "I think that will be addressed later on in the meeting."

No further discussion. **All voted unanimously to accept the bid.**

c. **Purchase of Rescue Truck.** Mayor Eisaman, "The bids for the rescue truck were also opened and read at the PreCouncil Meeting held Tuesday, March 8, 2005. City Administrator, do you have a recommendation?"

<u>Bidders:</u>	<u>Total Price</u>
Kaza Fire Equipment, Ebensburg, PA	\$ 147,566.00
Sabre Equipment, Inc., Coraopolis, PA	\$ 146,630.00

Ms. Trout, "Yes. We received two bids. The recommendation is that we accept the low bid from Sabre Equipment in Coraopolis, PA in the amount of \$146,630.00."

Mayor Eisaman, "Once again this is for the fabrication portion and does not include the chassis, which the City currently owns and is being stored in Latrobe."

Councilman Tridico **MOVED** to accept the bid from Sabre Equipment, and Councilman Mertz **SECONDED**. No discussion. **All voted unanimously to accept the bid.**

\*\*\*COMMENTS/BUSINESS FROM THE FLOOR\*\*\*

**Ken Pyle, 71 Glenview Avenue, Greensburg, PA.** Mr. Pyle, "Looking at this sheet, there are a couple of things that trouble me. I've been coming to Council meetings for about a year now."

Mayor Eisaman, "When you say 'looking at this sheet', I assume you are referring to our agenda?"

Mr. Pyle, "Yes, the agenda. It just seems when bids are issued for several things, basically vehicles, like the dump trucks here for example, I understand you want to get Chevrolet chassis and stuff like that. Why can it be Chevrolet or GMC, so we can get more bids? Seeing one bid on this page is sort of troubling because are we soliciting the other dealerships around here or are we going after the other dealerships?"

Mayor Eisaman, "Well, actually we do two things. In addition to putting it out for bid, we're required, by law, to check in with the State's 'piggyback purchasing' and compare prices."

Mr. Pyle, "It is troubling when you see one person getting the bid all the time and with all the other dealerships around here you would think that they would participate more often. Is there a way we can encourage that?"

Mayor Eisaman, "Not all dealerships get involved in bidding out Government work, because you have to go through the financial aspects of getting bid bonds and securities, and not a lot of dealers wish to do that."

Mr. Pyle, "And number two, this rescue truck chassis and body on here; which rescue truck is that for?"

Mayor Eisaman, "This is for Rescue No. 7."

Mr. Pyle, "Wasn't that supposed to be done by Kenco?"

Mayor Eisaman, "That is correct."

Mr. Pyle, "What is the reason they can't do it?"

Mayor Eisaman, "Currently that is a legal issue. Solicitor McCormick, do you want to address that?"

Solicitor McCormick, "I won't get into all the details, but Kenco was awarded the bid for two trucks and quite frankly they had problems fulfilling the bid. And so we've gotten the one truck from them, but we're basically in the process of voiding the bid if it hasn't

been done already. I'm not sure if the paperwork has been received. We've cancelled the bid on the other truck so we're re-bidding it out."

Mr. Pyle, "Wasn't Council warned almost a year ago about possible problems with Kenco and they should check into issues they might encounter with them?"

Mayor Eisaman, "Yes, Mr. Pyle, we did check into it and we knew there were problems, but we were trying to do the best we could to break even."

Solicitor McCormick, "My understanding of that situation is that there's been some discussion of that, but, in fact, the City has done business with Kenco in the past satisfactorily. And so you can hear all sorts of rumors and speculation, but the past experience with them has been good."

Mr. Pyle, "What is the difference between the Kenco bid originally and what we have to put out now for these trucks?"

Ms. Trout, "The difference is \$25,000."

Mayor Eisaman, "And for everyone's information, there were three other dealerships that did pay for and pick up the 'specs' for the dump trucks."

Mr. Pyle, "Okay, because you don't see them on here. It just sort of raises a red flag once in a while."

Ms. Trout, "They just didn't submit a bid."

Mr. Pyle, "That's fine. One other issue, on the corner of Main and Pittsburgh Streets, I'm assuming a truck took out the controller for the light system?"

Mayor Eisaman, "I think actually one or two trucks hit it, and a third truck took it out completely."

Mr. Pyle, "And I know we have signage there telling trucks not to make the turns, but is there a way we can address it with the State since that is a State highway? Maybe they can put a sign up directing these trucks to Route 22 since most of these trucks are heading to Route 22. And they're given directions to follow Route 119 to get to that point and they have to make that turn now especially with the construction. They don't watch signs."

Councilman Peteinelli, "There are signs that tell them they have to go straight. What else can you do?"

Mr. Pyle, "The signs that are telling them are out of town."

Councilman Peterinelli, "No they're not. They're right on the corners up here. Only 2-axle trucks are allowed to turn."

Mr. Pyle, "True, but the Chief knows it's a common occurrence...."

Chief Lyons, "The large majority of the trucks making the turn are for local deliveries, and local delivery trucks aren't restricted for those turns. Only those trucks that transverse through the community are restricted. The larger percentage of those are local deliveries."

Mr. Pyle, "I know I've followed a couple even with the new signs up. I know J.B. Hunt is not making a local delivery, and I've followed them all the way up past Lynch Field. I don't know if the simple solution to this problem could be a sign directing trucks going to Route 22 to follow Route 66 north."

Mayor Eisaman, "Well we would have to check with PennDot, because PennDot does not permit us to put up signs at our own discretion."

Mr. Pyle, "I don't know if we were able to catch the vehicle that did the damage."

Mayor Eisaman, "Yes we did."

Mr. Pyle, "Perhaps we wouldn't have been able to and the City would have been liable for repairing that."

Mayor Eisaman, "We understand that. And actually the truck that hit it on Friday night, I saw and reported it."

Mr. Pyle, "That's just a simple solution to a problem. And any idea when the paving can be done?"

Mayor Eisaman, "You can call the Water Authority or you can call PennDot since it is a State road."

Mr. Pyle, "That's actually making our City look pretty bad."

Mayor Eisaman, "You'll get no argument from me, and we've been living with it for a long time. It doesn't appear that the asphalt plant will open until April or May depending on the weather. So obviously it won't be done prior to that."

Mr. Pyle, "I wonder if Mr. Hoyle could get a hold of them once in a while and have them throw some cold patch or something there, because there are some pretty nasty holes."

Mayor Eisaman, "Our City Administrator has been in touch with them about once a week dealing with various issues concerning this project. Now Dominion has to come in and put in the gas line."

Mr. Pyle, "Thank you."



Dennis Zuzik, owner of 12-14 East Otterman Street, Greensburg, PA. Mr. Zuzik, "Over the years we've done a lot of improvements to that building, and this past year we did an awful lot of exterior improvements to the building; new windows, new doors and new storefronts. My comment tonight is really a question to you. When I go across the street and look at the building to see what a nice job I thought I had done, what caught my eye was this huge telephone pole off-vertical, slanting downhill and all these overhead wires, which detracts from the buildings. And I just wanted to ask is there any plan by the City and/or any funds either readily available or through grants or other programs that could be utilized especially in that portion of town? I think that area has been designated as an historic district and maybe those power lines could be placed underground?"

Mayor Eisaman, "Currently under some of the programs we have applied for, I don't think the underground utilities, per se, have been the focus, but at some point we will be applying for more grants and looking to do things of that nature. We've done that on the other end of town, well actually I think the Trust did it themselves."

Ms. Ciampini, "We did it on Main Street and Pennsylvania Avenue, and Otterman Street would be another gateway into the Seton Hill Project, so that's something to look at."

Mr. Zuzik, "Thank you."

**\*\*\*APPROVAL OF LAST MONTH'S COUNCIL MINUTES\*\*\***Councilman Mertz **MOVED**, and Councilwoman Burkley **SECONDED** the motion to approve the minutes of last month's Council meeting. No discussion. **Unanimously all voted in favor.**

**\*\*\*APPROVAL OF MONTHLY BILL LIST\*\*\***Councilman Peterinelli **MOVED** to approve the bill list and pay the bills as the money becomes available. Councilwoman Burkley **SECONDED** the motion. No discussion. **Unanimously all voted in favor.**

**\*\*\*REPORTS OF COUNCIL\*\*\***

**Councilwoman Burkley**, "The annual Easter Egg Hunt will be held on Saturday, March 26, 2005 at 11:00 a.m. at Mt. Odin Park near the Heather Lund Pavilion. The Easter Bunny will be there to pass out bagged treats and activities are planned for children two to eight years old. This program is being co-sponsored by the Greensburg Head Start. Greensburg Recreation and Hempfield Recreation are joining together to offer a Lacrosse Clinic for boys and girls in grades four through nine. The dates of this clinic will be Saturday and Sunday, April 9-10, 2005 from 2:00-4:00 p.m. The cost is \$30 and will be held at Leggett Field in Swede Hill. For more information, please call the Recreation Office at 724-834-4880. The annual ISI Show will be held on Saturday, April 2, 2005 at 6:00 p.m. at the Kirk S. Nevin Arena. Participants from the evening group lessons and daytime tot lessons will be the stars in 'Hats Off to Country'. All are welcome to see the accomplishments of our beginner and advanced skaters. Admission will be charged. And that concludes my report."

**Councilman Tridico**, "Between March 1, 2005 and this past Friday deliveries of rock salt were being received very slowly. This was a cause for us to begin conserving our salt for a time; only intersections and hills were given priority. The supplier did make multiple deliveries today. A total of 224 tons of salt was delivered with the balance of the outstanding order expected tomorrow. This stockpile of salt is now at a comfortable level. As breaks occur between snow events, crews have been out patching potholes. We have begun inventorying streets to be considered for resurfacing this coming year. Field measures have all been taken and the information is being correlated so that the bidding of this work can be accomplished for the May Council meeting. That concludes my report."

**Councilman Mertz**, "This is an invitation to residents, elected officials, community-based organizations, business owners, civic groups and the media to come and participate in an interactive public visioning session on Wednesday, March 16, 2005 at 7:00 p.m. at the Hempfield Area High School cafeteria. This is the first in a three-part series of public input to plan for the future of our Community for the purpose of preparing a Multi-Municipal Comprehensive Plan for the City of Greensburg, Hempfield Township, South Greensburg and Southwest Greensburg Borough. Participants will be asked to think about what type of development is appropriate and desired in the Community; how the Community can take advantage of its assets to increase the quality of life; and where parks and natural resources should be preserved? Please come and participate in this valuable land use exercise that will help shape the future of our Community."

Councilman Peterinelli, "The revenues for the month are 1% lower than they were for February 2004. Expenses are at 15% of budget, which is the same as last year, so we're not spending as much money as we always do. I hope we continue to do that."

**\*\*\*MAYOR'S REPORT\*\*\***

**Fire, Code and Police Reports.** Mayor Eisaman reviewed the Fire, Code and Police Reports. Copies of these reports may be obtained at the respective offices or the City Administration Office.

**\*\*\*INTRODUCTION OF BILLS\*\*\***

**Bill No. 1-AN ORDINANCE AMENDING ARTICLE III, ENTITLED 'NON-UNIFORMED EMPLOYEES PENSION' OF CHAPTER 54, ENTITLED 'PENSIONS' OF ORDINANCE NO.1646, THE CODE OF THE CITY OF GREENSBURG ELECTING TO CHANGE THE BENEFITS IT HAS IN THE PENNSYLVANIA MUNICIPAL RETIREMENT SYSTEM UNDER ARTICLE IV OF THE PENNSYLVANIA MUNICIPAL RETIREMENT LAW: AGREEING TO BE BOUND BY ALL PROVISIONS OF THE PENNSYLVANIA MUNICIPAL RETIREMENT LAW AS AMENDED AND AS APPLICABLE TO MEMBER MUNICIPALITIES CHANGING BENEFITS UNDER THE PROVISIONS OF THIS ARTICLE; STATING WHICH OF CERTAIN OPTIONS PERMITTED UNDER THE SAID LAW ARE ACCEPTED BY THE CITY.** Ms. Trout, "The purpose of Bill No. 1 is for adherence to requirements as set forth by Act 169 of 2004 requiring the City to specify that part-time employees are prohibited from participating in the pension plan. Said ordinance shall take effect April 11, 2005."

**Bill No. 2-AN ORDINANCE CHANGING THE ZONING FROM R-2-GENERAL RESIDENCE DISTRICT TO C-1-NEIGHBORHOOD SHOPPING DISTRICT FOR PROPERTY LOCATED AT 103 ALEXANDER AVENUE.** Ms. Trout, "The rezoning is requested by the property owners, Walter and Dolores Myslewski to allow commercial uses for the property that is currently listed as a nonconforming use. The Planning Commission unanimously recommended denial of this rezoning request."

**\*\*\*COUNCIL APPROVAL\*\*\***

- a. **Hiring of Police Sergeant.** Mayor Eisaman, "Having completed the Civil Service Promotion process, Patrolman Gerald Stofko has been selected and is recommended for promotion by the Civil Service Commission to Sergeant effective March 14, 2005. He has been an officer with the Greensburg Police Department since 1992. He was also a detective for the City in 2000. He has his Business Administration from the University of Pittsburgh in Criminal Justice." Councilwoman Burkley **MOVED** to approve the promotion, and Councilman Tridico **SECONDED**. No further discussion. Roll call vote was taken. **All voted unanimously to approve.**

**Swearing-in of Sergeant -** Mayor Eisaman administered the Oath of Office to Sergeant Stofko. Mayor Eisaman, "For the record, I believe there were five individuals that were a part of this testing process."

- b. **Hiring of Seasonal Recreation Department Employees.** Ms. Trout, "The following individuals are recommended as new hires by the Superintendent of Parks and Recreation for 2005 on an as-needed basis effective March 15, 2005: Ron Burkley as the Baseball Coordinator at \$2,250 for the season; Kevin Corsaro and Ron Falkosky at \$8 per hour and Michael Kwaczala as Mt. Odin Maintenance at \$6 per hour; and Taylor Sphon at the Mt. Odin Pro Shop at \$5.15 per hour. In addition to the new hires, Ken Perney returns as Lynch Field Maintenance at the new rate of \$8 per hour." Councilman Mertz **MOVED** to approve the hiring of the seasonal recreation employees, and Councilman Peterinelli **SECONDED**. No discussion. **All voted unanimously to approve.**
- c. **Hiring of Instructor for ISI Group Lessons.** Ms. Trout, "The rink manager recommends Caitlin Fox of Jeannette, PA be hired in the contracted personnel position at the established rate of \$12 per lesson, not to exceed two (2) lessons per week."

Councilman Tridico **MOVED** to approve the hiring, and Councilman Mertz **SECONDED**. No discussion. **All voted unanimously to approve.**

- d. **Resignation of Fiscal Assistant – Accounts Receivable.** Ms. Trout, "Approval accepts the resignation of Chad Smith from the Accounts Receivable position in the Department of Accounting and Finance effective March 25, 2005. Chad has been a model employee for the City and we will miss him. We heard the news today."  
Councilman Peterinelli **MOVED** to accept the resignation and send him a letter thanking him for his service with the City, and Councilman Mertz **SECONDED**. No discussion. **All voted unanimously to accept the resignation.**
- e. **Reappointment to the Aerobic Center Authority.** Ms. Trout, "Approval reappoints Debbie Reese to a 3-year term on the authority ending March 8, 2008." Councilman Tridico **MOVED** to approve the reappointment, and Councilwoman Burkley **SECONDED** the motion. No discussion. **All voted unanimously to approve.**
- f. **Grant Agreement between the Community Foundation of Westmoreland County and the City of Greensburg for the 2005 Concerts in the Park Series.** Ms. Trout, "Approval authorizes the City Administrator to execute the agreement on behalf of the City setting forth and agreeing to conditions for acceptance of funding in the amount of \$5,000 to be used for the 2005 Concerts in the Park series."  
Councilman Mertz **MOVED** to approve the agreement, and Councilman Peterinelli **SECONDED**. No discussion. **All voted unanimously to approve.**
- g. **Service Agreement between Alert/Care Software Service, Inc. and the City of Greensburg.** Ms. Trout, "Approval renews the agreement for Alert records in the Greensburg Police Department for the period of one (1) year effective April 26, 2005 through April 25, 2006 at the price of \$3,610, which is \$110 more than last year."  
Councilman Tridico, "What do we get with this? What's this Alert?"  
Chief Lyons, "The Alert is the software system the Police Department uses for its records systems. This service agreement includes all the maintenance to the software program and annual updates to improve the program."  
Councilman Tridico **MOVED** to approve the service agreement, and Councilman Mertz **SECONDED**. No further discussion. **All voted unanimously to approve.**
- h. **Amendment to the Subrecipient Agreement entered into on May 22, 2003 between the City of Greensburg and Westmoreland County for Residential Rehabilitation.** Ms. Trout, "Agreed upon by the City and the County, the projected allocation of funds related to this particular Community Development Block Grant (CDBG) program is decreased from \$280,000 to zero to reflect the actual commitment and/or expenditure of CDBG funds allocated for the project."  
Councilman Peterinelli **MOVED** to approve the agreement, and Councilwoman Burkley **SECONDED**.  
Mayor Eisaman, "Basically this is our commitment with the County through the Redevelopment Authority with the Section 108 loan. This is some of the money they're utilizing in that project of 1.8 million dollars."  
Ms. Ciampini, "It's rollback money into that."  
Councilman Tridico, "The reality is it's not going from \$280,000 to zero?"  
Mayor Eisaman, "Correct. It is just going from 'one pot to another pot'."  
No further discussion. **All voted unanimously to approve the agreement.**
- i. **Amendment to the 3-year Agreement for Years Ending 2002, 2003 and 2004 with Sarp and Company for the Audit of Financial Statements.** Ms. Trout, "The amendment is the addition of a \$65-hour fee to the audit for year ending 2004 for GASB 34 implementation estimated at approximately 30 hours and capped not to exceed \$2,500. This wasn't included in their original proposal."  
Mayor Eisaman, "But they are doing the Maple Avenue accounting?"  
Ms. Trout, "Yes. Single audit on that."  
Councilwoman Burkley **MOVED** to approve the amendment, and Councilman Mertz **SECONDED**. No further discussion. **All voted unanimously to approve.**



- j. **Agreement between the City of Greensburg and Sarp and Company.** Ms. Trout, "Approval is for Sarp and Company to perform the Parking Authority Audit for the year ending December 31, 2004 at the cost of \$500, which is the same as last year." Councilman Peterinelli **MOVED** to approve the agreement, and Councilman Mertz **SECONDED**. No discussion. **All voted unanimously to approve the agreement.**
  
- k. **Site Plan/Land Development for Offutt Field.** Ms. Trout, "Recommended by the Planning Commission for Council Approval, the proposed site plan/land development is for Greensburg Salem School District to make proposed improvements to Offutt Field, which include a new 8,500 square-foot field house with locker rooms, public restrooms and a concession stand; a new press box; a new façade for the maintenance building, and pavement of the parking area. Among other various improvements is the installation of artificial turf." Councilman Peterinelli, "What are we going to do about the Steelers this year?" Mayor Eisaman, "Let's go one step at a time, Councilman. Let's find out how the bids come in and what their projected timetable is." Councilman Peterinelli, "I'm just questioning it ahead of time." Mayor Eisaman, "I know. It's been in the back of my mind. I've talked to the Athletic Director about that." Councilman Peterinelli, "Alright." Councilman Tridico **MOVED** to approve the site plan/land development, and Councilman Mertz **SECONDED**. No further discussion. **All voted unanimously to approve.**
  
- l. **Site Plan/Land Development for a Dormitory at Seton Hill University.** Ms. Trout, "Recommended by the Planning Commission for Council Approval, the proposed site plan/land development is for a new 144-bed dormitory on the northern end of the university's campus by Farrell Hall. This approval is contingent upon approval from the Westmoreland Conservation District." Councilman Tridico **MOVED** to approve the site plan/land development with the contingency that it's approved by the Westmoreland Conservation District, and Councilman Peterinelli **SECONDED** the motion. No discussion. **All voted unanimously to approve.**
  
- m. **Purchase of Two (2) Police Vehicles through the Central Westmoreland Council of Governments Cooperative Purchasing Program.** Ms. Trout, "Approval authorizes the purchase of two (2) 2005 Ford Crown Victoria police vehicles from Day Fleet Sales of Monroeville at the price of \$21,605 each or a total of \$43,210." Councilman Peterinelli **MOVED** to approve the purchase of the two vehicles, and Councilwoman Burkley **SECONDED**. No discussion. **All voted unanimously to approve.**
  
- n. **Authorization for the Mayor to Apply and Enter into an Agreement with the Department of General Services for the Police Department's Participation in the Pennsylvania Law Enforcement Property Program.** Mayor Eisaman, "This is in regard to arrests or any property that is seized?" Chief Lyons, "It is a property surplus program that would allow us to buy surplus law enforcement equipment such as firearms, night vision goggles, and things that wouldn't be readily available to the public or the Department." Councilman Mertz, "Is that a new program?" Chief Lyons, "I don't know." Councilman Mertz **MOVED** to approve the authorization, and Councilman Tridico **SECONDED**. No further discussion. **All voted unanimously to approve.**
  
- o. **Lease Agreements between the City of Greensburg and Catalyst Capital Corporation for the Purchase of Three (3) Dump Trucks.** Ms. Trout, "In conjunction with the bid awarded this evening for the purchase of three (3) dump trucks from Kenny Ross Chevrolet, approval authorizes the Fiscal Director to enter into the standard 5-year leases with \$1 buy-outs, financing a total amount of \$132,402.75 with annual payments of \$9,576.48." Mayor Eisaman, "What is the approximate percentage on those leases?" Ms. Perez, "It's 4.25%." Mayor Eisaman, "That sounds pretty exact." Ms. Perez, "We got three quotes, Mayor, and that was the lowest." Mayor Eisaman, "Very good."

Councilman Peterinelli **MOVED** to approve the lease agreements, and Councilman Mertz **SECONDED**. No further discussion. **All voted unanimously to approve.**

- p. **Renewal of the Fountain and Vending Agreement between the City of Greensburg and Pepsi for the Recreation Department.** Ms. Trout, "Effective April 1, 2005 until March 31, 2009, approval renews the agreement with Pepsi relating to the exclusive sale of their products in all of the City's recreation facilities. One of the highlights under the terms of the new contract is that Pepsi agrees to provide a Hockey Scoreboard with wireless remote, horn and curfew clock for the Kirk S. Nevin Arena. In addition, Pepsi will pay the City annual payments of \$2,000 each in years 2006, 2007 and 2008."

Councilman Tridico, "Why can't we get \$2,000 for the year 2005?"

Ms. Trout, "Well we did get a scoreboard, which cost about \$5,500. So we got \$5,500 instead."

Councilwoman Burkley **MOVED** to approve the renewal of the agreement, and Councilman Mertz **SECONDED**. No further discussion. **All voted unanimously to approve.**

- q. **Hiring of Recreation Worker.** Mayor Eisaman, "Dustin Wodoslawsky has been recommended to be hired as and at the rate of a full-time recreation worker effective March 14, 2005. This is a Union position."

Ms. Trout, "Correct. This recommendation is based on interviews conducted two weeks ago."

Councilman Tridico, "He was a part-time employee."

Ms. Trout, "He was a seasonal employee for the City for a couple of years. And ultimately he is filling the position vacated by Fred Bernas in a roundabout way through all the teamsters 'bumps'."

Mayor Eisaman, "Yes. This is not a new position; this is just a replacement from a retirement and throughout the process for five or six months of everyone 'bumping' each other around into different positions."


Councilwoman Burkley **MOVED** to approve the hiring, and Councilman Mertz **SECONDED** the motion. No further discussion. **All voted unanimously to approve.**

\*\*\*ANNOUNCEMENT\*\*\* Councilman Mertz, "I just returned from Washington, D.C. with the National League of Cities. After hearing tonight's agenda and Mr. Zuzik speak, we're at risk of losing the Community Development Block Grant monies. And it is very important that we don't lose this important money in light of everything it has done for our downtown and blighted areas. There was a big lobbying effort this week. The City of Pittsburgh held a cablecast with members of Congress today from Pittsburgh. There's City representatives from Pennsylvania going door to door on Capitol Hill all day tomorrow and Wednesday and if there's anything we can do to urge the President not to cut these funds from his 2006 budget it should be encouraged. It will be devastating across the Nation for our Cities."

Mayor Eisaman, "I agree."

\*\*\*ADJOURNMENT\*\*\* Councilman Tridico **MOVED** to adjourn the meeting. **SECONDED:** Councilwoman Burkley. Unanimously all voted in favor to **adjourn**.

**RESPECTFULLY SUBMITTED:**

  
Susan M. Trout, City Administrator

ame

## CITY COUNCIL MEETING

## Minutes

Monday, February 14, 2005

7:00 p.m.

Mayor Eisaman called the meeting to order at 7:00 p.m. Susan Trout, City Administrator, took roll call with the following members present: Councilwoman Burkley, Councilman Mertz and Mayor Eisaman. City Treasurer, Robert DePasquale and Fiscal Director, Mary Perez were also present. Councilman Tridico and Councilman Peterinelli were absent. Attorney Bernard McArdle was present for Solicitor Timothy McCormick who was also absent.

\*\*\*PLEDGE OF ALLEGIANCE\*\*\*Councilwoman Burkley

\*\*\*BIDS\*\*\*

**Purchase of Golf Cars.** Ms. Trout, "Bids were opened at the PreCouncil Meeting on Monday, February 7, 2005. All bidders were asked to furnish a price for both proposals 'A' and 'B'; 'A' being no trade and 'B' with a trade-in of 10 cars. Only one quote was received from Zanotti Motor Company for ten (10) 2005 Yamaha Golf Cars. Golf Car Supply, Inc. declined to bid due to their inability to get the cars here by the specified delivery date, which I believe, was in April. Tom Bell, our Golf Course Superintendent, recommends that you accept the bid to purchase option 'B' with trade-ins from Zanotti Motor Company for \$27,750."

Company	Total Price 'A' (no trade)	Total Price 'B' (with 10 trade-ins)
Golf Car Supply Inc., New Castle, PA	<u>NO BID</u>	<u>NO BID</u>
Zanotti Motor Company, Butler, PA	<u>\$35,750</u>	<u>\$27,750</u>

Councilman Mertz **MOVED** to accept the bid for option 'B' at \$27,750 from Zanotti Motor Company, and Councilwoman Burkley **SECONDED** the motion. No discussion. Roll call vote was taken. **All voted unanimously to accept the bid.**

\*\*\*APPROVAL OF LAST MONTH'S COUNCIL MINUTES\*\*\*Councilwoman Burkley **MOVED**, and Councilman Mertz **SECONDED** the motion to approve the minutes of last month's Council meeting. No discussion. Roll call vote was taken. **Unanimously all voted in favor.**

\*\*\*APPROVAL OF MONTHLY BILL LIST\*\*\*Councilman Mertz **MOVED** to approve the bill list and pay the bills as the money becomes available. Councilwoman Burkley **SECONDED** the motion. No discussion. **Unanimously all voted in favor.**

\*\*\*REPORTS OF COUNCIL\*\*\*

**Councilwoman Burkley**, "The Recreation Department is taking registrations for Traveling Soccer, In-house Soccer and Spring Baseball. For more information on each program, please call the Recreation Office at 724-834-4880. There is going to be a Soccer clinic offered for boys and girls in grades three through six at the Greensburg Salem High School gymnasium on Monday, February 28 through Thursday, March 3, 2005. The clinic is free and each participant should bring a ball. Girls will report from 6:00-7:00 p.m., and boys will report from 7:00-8:00 p.m. Please call the Recreation Office to register. If you have not made your reservation for a pavilion at Mt. Odin or Lynch Field, you can do this at the Recreation Office during office hours. We would also like to announce that the annual Laurel Hockey Tournament held at the Kirk S. Nevin Arena will be starting on Friday, March 4, 2005. It will run three consecutive weekends and finish on Sunday, March 20, 2005. That concludes my report."

**Councilman Tridico-No Report-Absent.**

**Councilman Mertz**, "On tonight's agenda there are two resolutions; one dealing with the Commonwealth of Pennsylvania's Main Street Program and the other is the Commonwealth's Elm Street Program. The City is going to apply for both of these programs in order to enhance the downtown and the Coulter Plan, which is a



neighborhood in the first ward of the City. I wanted to take this opportunity to summarize each program. The Main Street Program is a 4-point approach consisting of: design - to enhance the physical appearance of the central business district; promotion - to market the unique characteristics to shoppers, investors, new businesses, tourists, youths and others; organization - to build consensus and cooperation among the groups that play a role in downtown and provide the necessary resources, and, finally; economic restructuring - to strengthen the diversity of the economic base of the central business district. The Main Street Program consists of administrative grants totaling \$175,000 over a 5-year period to hire a full-time professional downtown coordinator plus \$120,000 in design challenge and façade improvement grants. Administrative grants matching requirements are as follows: Year 1 - a grant up to \$5,000, no local cash match required; Year 2 - a grant up to \$50,000 with a \$15,000 local cash match required; Year 3 - a grant up to \$45,000 with a \$20,000 local cash match required; Year 4 - a grant up to \$40,000 with a \$25,000 local cash match required; and Year 5 - a grant up to \$35,000 with a \$30,000 local cash match required. Upon completion of the design guidelines, Main Street communities will be eligible to receive four years of design improvement grant funding, not to exceed \$120,000 or \$30,000 per year. Design grants must be matched dollar for dollar by individual owners of the property. The Elm Street Program is a 5-point approach consisting of organization, promotion, design and neighborhood restructuring, which is the strengthening of the quality of the existing residential housing stock of the designated Elm Street district while diversifying the type and income mix to ensure a balanced environment. The Elm Street Program also consists of safe and green activities, which are the enhancement of the real, perceived level of safety, cleanliness and quality of passive and active recreational opportunities in the Elm Street district. The funding of the Elm Street Program is slightly different than the Main Street Program, but the bottom line is that the total grant amount is \$225,000 over a 5-year period with a 10% local match per year during years two through five totaling approximately \$22,500. Eligible activities for Elm Street programs include the public infrastructure, including streets, streetlights, trees, sidewalks and other pedestrian-oriented features; and structural improvements of buildings for mixed-use and façade improvements for exterior siding, painting, design assistance and historical-accurate improvements. This concludes my report."

**Councilman Peterinelli, reported by Councilman Mertz,** "The revenues are at 3% of the budget. This is equal to the revenues for January 2004. Expenses are at 8% of the budget. This is also equal to the expenses at this time last year. Additionally, the City has received a clean audit report for the Liquid Fuels Fund for the fiscal year ending December 31, 2003. Good job to the crew. That concludes the report."

\*\*\*MAYOR'S REPORT\*\*\*

- a. **Fire, Code and Police Reports.** Mayor Eisaman reviewed the Fire, Code and Police Reports. Copies of these reports may be obtained at the respective offices or the City Administration Office.
- b. **911 Emergency Addressing.** Mayor Eisaman, "With regards to the 911 Emergency renaming of streets throughout Westmoreland County, I wanted to let everyone know on Saturday, February 19, 2005, the Post Office will be sending cards to the individuals affected by either a street name change or a house number change. After this date these changes will go into effect. The cards include instructions for what residents need to do to notify people of their street name change or house number change. If everyone follows the instructions from the Post Office, it should be a smooth transition."

\*\*\*ENACTMENT OF RESOLUTIONS\*\*\*

**Resolution No. 1081 – A RESOLUTION OF THE CITY OF GREENSBURG AUTHORIZING THE FILING OF A PROPOSAL FOR FUNDS WITH THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT, COMMONWEALTH OF PENNSYLVANIA FOR PARTICIPATION IN THE 'MAIN STREET PROGRAM'.** Mayor Eisaman, "Councilman Mertz discussed this in his earlier presentation."

Ms. Trout, "Approval authorizes the City Administrator and/or Planning Director to make application to DCED for funding in the total amount of \$295,000 under the 'Main Street Program' that includes a required local match from the City in the amount of \$90,000 as well as, a dollar-for-dollar match from individual property owners who wish to participate in the program that spans a 5-year period. Grant funding includes the hiring

of a Main Street Manager to implement the program and available monies to property owners for façade improvements."

Councilman Mertz **MOVED** to enact Resolution No. 1081, and Councilwoman Burkley **SECONDED**. No discussion. Roll call vote was taken. **All voted unanimously to enact Resolution No. 1081.**

**Resolution No. 1082 – A RESOLUTION OF THE CITY OF GREENSBURG AUTHORIZING THE FILING OF A PROPOSAL FOR FUNDS WITH THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT, COMMONWEALTH OF PENNSYLVANIA FOR PARTICIPATION IN THE 'ELM STREET PROGRAM'.** Mayor Eisaman, "Once again, Councilman Mertz discussed this in his earlier presentation."

Ms. Trout, "Approval authorizes the City Administrator and/or Planning Director to make application to DCED for funding through the 'Elm Street Program' totaling \$225,000. This program spans 5 years and requires a local match from the City of approximately \$22,500 minus any applicable reductions the City may qualify for. The Elm Street Program promotes an extension to the City's downtown revitalization efforts to a residential neighborhood in close proximity to the downtown."

Councilwoman Burkley **MOVED** to enact Resolution No. 1082, and Councilman Mertz **SECONDED**. No discussion. Roll call vote was taken. **All voted unanimously to enact Resolution No. 1082.**

**\*\*\*COUNCIL APPROVAL\*\*\***

- a. **Hiring of Police Officer.** Ms. Trout, "Jason Deiter is recommended to be hired as a patrolman effective February 14, 2005. Jason Dieter is from Mt. Pleasant and has been an officer with the Mt. Pleasant Police Department since 1994. He graduated from Connellsville High School and completed Act 120 training at IUP. Jason brings with him a wide range of law enforcement experience having served with the Seven Springs Police Department; as an officer in the boroughs of Dunbar and Dawson; as the school police officer for Uniontown School District; as the acting Chief in Perryopolis; as a patrolman and emergency dispatcher in Connellsville; as a detective for the Greene County DA's office; and as an agent with the Attorney General's Office."

Councilwoman Burkley **MOVED** to approve the hiring, and Councilman Mertz **SECONDED**. No discussion. Roll call vote was taken. **All voted unanimously to approve the hiring.**

Mayor Eisaman, "Congratulations, Jason."

- b. **Hiring of Police Officer.** Ms. Trout, "Charles Irvin is recommended to be hired as a patrolman effective February 14, 2005. Charles is originally from Latrobe and returns to this area from Frederick, Maryland where he has lived since 1998. While in Frederick, Charles attended the Police Academy and served with both, the Montgomery County Police Department as an officer and the Sheriff's Department as Deputy Sheriff. He graduated from Latrobe High School and earned a Bachelors Degree in Criminology from IUP."

Councilman Mertz **MOVED** to approve the hiring, and Councilwoman Burkley **SECONDED**. No discussion. Roll call vote was taken. **All voted unanimously to approve the hiring.**

Mayor Eisaman, "Congratulations, Charles."

**SWEARING-IN OF NEW OFFICERS** –Mayor Eisaman administered the Oath of Office to Officers Dieter and Irvin. Mayor Eisaman, "Congratulations."

- c. **Promotion to Police Lieutenant.** Ms. Trout, "Having completed the Civil Service Promotion process, Sergeant Robert Stafford has been selected and is recommended for promotion to Lieutenant effective February 14, 2005. Bob has been with the Greensburg Police Department since 1988. He was promoted to Sergeant in 2002 and ranked first on the Civil Service Commission's list for promotion to Lieutenant."

Councilwoman Burkley **MOVED** to approve the promotion, and Councilman Mertz **SECONDED**. No discussion. Roll call vote was taken. **All voted unanimously to approve the promotion.**

**SWEARING-IN OF LIEUTENANT** –Mayor Eisaman administered the Oath of Office to Robert Stafford. Mayor Eisaman, "Congratulations, Lieutenant"

Stafford. And I believe, Chief, at this time we're starting the process for the vacated Sergeant's position, correct?"

Chief Lyons, "Yes."


- d. **Reappointments to the Aerobic Center Authority.** Ms. Trout, "Approval reappoints Peg Falcon and Raymond J. Hoehler to 3-year terms on the authority effective February 8, 2005 until February 8, 2008." Councilman Mertz **Moved** to approve the reappointments, and Councilwoman Burkley **Seconded**. No discussion. **All voted unanimously to approve.**
- e. **Reappointments to the Recreation Board.** Ms. Trout, "Approval reappoints Dan McCarty and Kathleen Sandorf to 5-year terms on the Recreation Board until February 14, 2010." Councilwoman Burkley **Moved** to approve the reappointments, and Councilman Mertz **Seconded**. No discussion. **All voted unanimously to approve.**
- f. **Service Agreement between Copier Corporation of America and the City of Greensburg.** Ms. Trout, "Approval renews the agreement for copier service on the Toshiba copier located at Lynch Field for the period of one year retroactive to January 29, 2005 and ending January 28, 2006 at the same price as last year, which is .012 cents per copy." Councilman Mertz **Moved** to approve the agreement, and Councilwoman Burkley **Seconded**. No discussion. Roll call vote was taken. **Mayor Eisaman abstained, and all others voted unanimously to approve.**
- g. **Service Agreement between AMCOM and the City of Greensburg.** Ms. Trout, "Approval renews the maintenance agreement for the Savin copier located in the conference room with a minimal increase in the per copy rate reflecting an annual increase of only \$10 over last year's rate." Councilman Mertz **Moved** to approve the agreement, and Councilwoman Burkley **Seconded**. No discussion. **All voted unanimously to approve.**
- h. **Maintenance Service Agreement between Stephen Campbell Associates and the City of Greensburg.** Ms. Trout, "The agreement covers the 16-Channel Verifier Recorder in the Police Department at the amount of \$1,700 per year retroactive to January 1, 2005 until December 31, 2005." Councilman Mertz **Moved** to approve the agreement, and Councilwoman Burkley **Seconded**. No discussion. **All voted unanimously to approve.**
- i. **Agreement between PSX Equipment and the City of Greensburg.** Ms. Trout, "Approval renews the Preventive Maintenance and Service Contract on the parking equipment at the Bell, Hutchinson and George T. Kearns facilities retroactive to November 15, 2004 until November 15, 2005. The quarterly charge is \$30 more than last year's charge and service calls are increased from \$75 to \$85 per hour." Councilwoman Burkley **Moved** to approve the agreement, and Councilman Mertz **Seconded**. No discussion. **All voted unanimously to approve.**
- j. **Site Plan/Land Development for Greensburg Volunteer Fire Department.** Ms. Trout, "With a unanimous recommendation for Council Approval from the Planning Commission, the site plan/land development is for a proposed 7-bay garage behind Hose Company No. 1 to be utilized for the storage of numerous Fire Department and City emergency vehicles." Councilman Mertz **Moved** to approve the site plan/land development, and Councilwoman Burkley **Seconded**. No discussion. **All voted unanimously to approve.**  
Mayor Eisaman, "Barb, one quick question for you. On that site plan/land development for the Greensburg Volunteer Fire Department, should that read Greensburg Volunteer Fire Department Corporation No. 1?"  
Ms. Ciampini, "Greensburg Engine One, Inc."  
Councilman Mertz **Moved** to correct his previous motion to include the corrected name, Greensburg Engine One, Inc., and Councilwoman Burkley **Seconded** the corrected motion.  
No further discussion. **All voted unanimously to approve the site plan/land development with the additional correction.**



- k. **Partner Agency Agreement between the United Way of Westmoreland County and the City of Greensburg.** Ms. Trout, "Council approval of this agreement is for the City's participation as a partner agency with the United Way for the years 2005 through 2007."  
Councilwoman Burkley **MOVED** to approve the partner agency agreement, and Councilman Mertz **SECONDED**. No discussion. **All voted unanimously to approve the agreement.**

\*\*\*ADJOURNMENT\*\*\* Councilwoman Burkley **MOVED** to adjourn the meeting. **SECONDED:** Councilman Mertz. Unanimously all voted in favor to adjourn.

**RESPECTFULLY SUBMITTED:**

  
Susan M. Trout, City Administrator

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## CITY COUNCIL MEETING

## Minutes

Monday, January 10, 2005

7:00 p.m.

Mayor Eisaman called the meeting to order at 7:00 p.m. Susan Trout, City Administrator, took roll call with the following members present: Councilwoman Burkley, Councilman Tridico, Councilman Peterinelli and Mayor Eisaman. City Solicitor, Timothy McCormick and Fiscal Director, Mary Perez were also present. Councilman Mertz and City Treasurer, Robert DePasquale were absent.

**\*\*\*PLEDGE OF ALLEGIANCE\*\*\***Councilman Peterinelli

**\*\*\*COMMENTS/BUSINESS FROM THE FLOOR\*\*\***Mayor Eisaman, "At this time anyone wishing to make a comment or present any business from the floor may come to the podium and state his/her name, address and concern. If it is with regard to the adoption of Bill No. 22 and West Penn Power Company, please hold your comments until we reach that portion of the meeting tonight. At that time anyone wishing to speak may do so."

**\*\*\*APPROVAL OF LAST MONTH'S COUNCIL MINUTES\*\*\***Councilman Peterinelli **MOVED**, and Councilman Tridico **SECONDED** the motion to approve the minutes of last month's Council meetings including the minutes of the regular meeting held on December 13<sup>th</sup> and two special meetings held on December 10<sup>th</sup> and 30<sup>th</sup>. There was no discussion. Roll call vote was taken. **Unanimously all voted in favor.**

**\*\*\*APPROVAL OF MONTHLY BILL LIST\*\*\***Councilman Peterinelli **MOVED** to approve the bill list and pay the bills as the money becomes available. Councilwoman Burkley **SECONDED** the motion. No discussion. **Unanimously all voted in favor.**

**\*\*\*REPORTS OF COUNCIL\*\*\***

**Councilwoman Burkley**, "The Recreation Department will be taking pavilion reservations for Mt. Odin and Lynch Field starting on Tuesday, February 8, 2005 at 8:00 a.m. This is done on first-come/first-serve basis, and the doors to the lobby of the Kirk S. Nevin Arena will open at 6:30 a.m. The Megan Smith Pavilion will not be available to the public for reservations until April 4, 2005. The City's Golf Pro, Brian Tutich, will need the extra time to schedule golf outings for the 2005 season. These golf outings will be using the Megan Smith Pavilion to have their meal after the event. If you have any questions, you may call the Recreation Office at 724-834-4880. That concludes my report."

**Councilman Tridico**, "The Street Department is collecting Christmas trees. These trees are picked up in the neighborhoods, returned to the Department of Public Works building and then passed through the chipper. The wood chips are eventually disposed of at the landfill. Because we haven't been called out to salt the streets as frequently as last year, we have had to order only 715 tons of rock salt to date. When comparing this to the same time last year we ordered and used 1,300 tons. With the break in the weather, crews have been busy patching potholes, sweeping intersections and alleys, and keeping the creeks free of debris. The City mechanics have begun winter maintenance and repairs to several pieces of equipment. The leaf collection equipment has been serviced and placed in storage. They are presently repairing the paving equipment. The street sweeper will undergo servicing next. That concludes my report."

**Councilman Mertz-No Report-Absent.**

**Councilman Peterinelli**, "Revenues are at 106% of the budget. This is 1% higher than revenues of December 2003. Expenses are at 96% of the budget. This is 3% higher than they were last year, Mayor. That concludes my report."

**\*\*\*MAYOR'S REPORT\*\*\***

- a. **Code, Police and Fire Reports.** Mayor Eisaman reviewed the Code, Police and Fire Reports. Copies of these reports may be obtained at the respective offices or the City Administration Office.

b. **Presentation of "Distinguished Service Awards" to Retiring Police Officers.** Mayor Eisaman, "Officer Fink is in attendance tonight; Lieutenant George was not able to attend. At this time I have a presentation to read about these officers:

- (1) Lieutenant Dennis George joined the Greensburg Police Department in 1973, was promoted to the rank of Sergeant in 1987 and promoted to the rank of Lieutenant in 1994 until his retirement on January 7, 2005. Lieutenant George has served 31 years with the Department. Throughout his career, he has received numerous letters of commendation for duties performed in his capacity as a police officer. His most recent duties included serving as shift supervisor and the officer-in-charge of photography.
- (2) Patrolman Edgar Fink joined the Greensburg Police Department in 1968 and has served as a Patrol Officer for 37 years. He has received numerous letters of commendation by the department for duties performed in his capacity as a police officer including service on the Community Policing Unit handling such programs as bicycle safety, Halloween safety and 'Stranger Danger'. Patrolman Fink has promoted the role of 'Officer Phil', an elementary school safety program, for the last 20 years. He has been a fixture in Greensburg-Salem's elementary and pre-schools, touching the lives of countless students. To this day, many students still think his name is 'Officer Phil'."

Mayor Eisaman presented Officer Fink his plaque. Mayor Eisaman, "Officer Fink, I present this plaque to you commemorating your long and honorable service to the Greensburg Police Department. I appreciate all your years and loyalty to the Greensburg Police Department and wish you the best of luck. We're going to miss you." Officer Fink, "Thank you very much. This is a real honor."

Mayor Eisaman, "Also we will be testing this month on the 17<sup>th</sup> with regard to the promotion of lieutenant in the Police Department, and we will most likely be hiring two officers at the February meeting if everything moves along."

c. **Announcement – February Pre-Council Meeting Date Change.** Mayor Eisaman, "Due to conflicting commitments, the February work session meeting date is changed from Tuesday, February 8, 2005 at 4:45 p.m. to Monday, February 7, 2005 at the same time. This change will be advertised in the Tribune Review. The reason for this change is Seton Hill University will be holding the grand opening of their new recreation facility and had requested our attendance for the dedication." (For the record: Seton Hill University function was postponed to a later date in April.)

**\*\*\*ADOPTION OF BILLS AS ORDINANCES\*\*\***

**Bill No. 22– AN ORDINANCE CHANGING THE ZONING DISTRICT FROM R-2-GENERAL RESIDENCE DISTRICT TO C-1-NEIGHBORHOOD SHOPPING DISTRICT FOR PROPERTY LOCATED IN THE SECOND WARD OF THE CITY OF GREENSBURG.** Ms. Trout, "The proposed zoning district change is for property owned by West Penn Power Company located at the intersection of Route 66 North and Old Salem Road for construction of a credit union building. A majority recommendation to Council for approval from the Planning Commission accompanies the adoption of this Bill." Mayor Eisaman, "As I mentioned earlier in the meeting if anyone wishes to discuss Bill No. 22, would you please approach the podium and state your name, address and concern with regard to this bill?" Councilman Tridico **MOVED** to deny the request of West Penn Power for Bill No. 22, and Councilman Peterinelli **SECONDED**. Mayor Eisaman, "Mr. Solicitor, do we have to make a motion to deny or do we just take a vote?" Solicitor McCormick, "As long as the motion is understood as to what the members of Council are voting on, it's raised properly as a motion. The



ordinance would change the zoning district, and so if it were understood that the members of Council are voting in favor of denying the request, that would be the motion. So they would vote 'aye' if they were voting in favor of denying it." No further discussion. Roll call vote was taken. **Unanimously all voted in favor of rejecting the adoption of Bill No. 22.**

**\*\*\*COUNCIL APPROVAL\*\*\***

- a. **Reappointment to the Greater Greensburg Sewage Authority.** Ms. Trout, "Approval reappoints Joseph Perkovich to the 5-year term on the Authority for the period of January 2, 2005 to December 31, 2009 at the salary of \$200 per month."  
Mayor Eisaman, "That is the salary currently paid to Authority members?"  
Ms. Trout, "That's correct."  
Councilman Peterinelli **MOVED** to reappoint Mr. Perkovich, and Councilwoman Burkley **SECONDED**. No further discussion. **All voted unanimously to approve the reappointment.**
- b. **Hiring of Skating Instructor.** Ms. Trout, "The Arena Manager recommends Dan Tiberio be hired for the contracted service at the hourly rate of \$12 per lesson effective January 3, 2005 not to exceed a maximum of 4 hours per week."  
Councilman Tridico **MOVED** to approve the hiring, and Councilman Peterinelli **SECONDED**. No discussion. **All voted unanimously to approve.**
- c. **Hiring of Part-time Dispatcher.** Ms. Trout, "Ed Fink is recommended to be hired as a part-time dispatcher at the hourly rate of \$10.98 to be used as a fill-in."  
Councilman Peterinelli **MOVED** to approve the hiring, and Councilwoman Burkley **SECONDED**. No discussion. **All voted unanimously to approve the hiring.**
- d. **Site Plan/Land Development for Triangle Tech on Wilson Avenue.**  
Ms. Trout, "With unanimous recommendation for approval by Council from the Planning Commission, Triangle Tech proposes to build a 6,040 Sq.-Ft. building for an additional training facility."  
Mayor Eisaman, "Everyone is familiar with the fact that was where the old ice rink used to be?"  
Councilman Peterinelli, "Yes."  
Councilwoman Burkley **MOVED** to approve the site plan/land development, and Councilman Peterinelli **SECONDED**.  
Councilman Tridico, "Are there any contingencies on the approval?"  
Ms. Ciampini, "No there were not."  
Mayor Eisaman, "From what I read they're having 'inside' contractors."  
Ms. Ciampini, "Yes, their woodworking program."  
No further discussion. **All voted unanimously to approve.**
- e. **Subdivision for Overly Door at 34-40 Depot Street.** Ms. Trout, "Unanimously recommended by the Planning Commission for Council approval, the reason for the subdivision is because the parking lot in Lot 10 encroaches onto Lot 11."  
Councilman Peterinelli **MOVED** to approve the subdivision, and Councilman Tridico **SECONDED**.  
Councilman Tridico, "Do they own Lot 11, too?"  
Ms. Ciampini, "Overly Door owns both lots, but they're planning on selling Lot 10. That's the purpose of the subdivision."  
Mayor Eisaman, "And that's behind the new Mutual Aid building where Overly has the building across the street that is a loading area with the crane in the rear?"  
Ms. Ciampini, "Right."  
No further discussion. **All voted unanimously to approve the subdivision.**
- f. **Agreement between Idlewild Park and the City of Greensburg.**  
Ms. Trout, "Approval sets the date for the Greensburg Community Picnic at Idlewild Park this year on Thursday, June 16, 2005. The school district is also in agreement with this date."

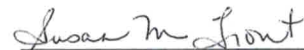
Councilman Tridico **MOVED** to approve the agreement, and Councilwoman Burkley **SECONDED**. No discussion. All voted unanimously to approve.

- g. **Supplemental Engineering Agreement between the City of Greensburg and Gibson-Thomas Engineering Co., Inc. for the Maple Avenue Bridge Project.** Ms. Trout, "Approval is for the Mayor to enter into a supplemental agreement with Gibson-Thomas incorporating new language and updated terms in regards to The Americans With Disabilities Act; adding services and work as described in the Engineer's proposal dated July 29, 2004 and included as Exhibit 'A'; increasing the maximum amount under Part IV of Agreement No. 125329 from \$82,387.76 to \$134,297.16 reflecting a change of \$51,909.40; and revising the Disadvantaged Business Enterprise goal to 8% of the total cost of the Engineering Agreement and all supplements. Basically, the additional funds are necessary due to the Contractor having to run two shifts from July 19, 2004 to November 1, 2004 resulting in 15 weeks of additional straight time for an additional inspector to cover the second shift, as well as, the need for 2 additional weeks to complete the project. This agreement was also approved by the State through this procedure." Mayor Eisaman, "So it has PennDOT's and the State's approval?" Ms. Trout, "Yes." Councilman Tridico, "With regard to the \$51,000, is that prorated between the Federal, State and railroad funds?" Ms. Trout, "It's prorated 80, 15, and 5% respectively." Mayor Eisaman, "I think Norfolk Southern has a cap though at some point. Is that right?" Solicitor McCormick, "I don't know what you mean by a cap?" Mayor Eisaman, "I thought they agreed to pay their 5% up to a certain amount of money." Ms. Trout, "I'm not sure about that." Ms. Perez, "I think you might be right, Karl. I remember seeing something with an amount on it." Councilman Tridico, "Have they spent their 5% yet?" Ms. Trout, "All I know is whenever all these costs are considered they're still within their, I believe, 1.6 million dollar budget." Councilman Tridico **MOVED** to approve the supplemental engineering agreement, and Councilman Peterinelli **SECONDED**. No further discussion. All voted unanimously to approve.

- h. **Optional Renewal of the Grass and Weed Control Service Agreement.** Ms. Trout, "Approval offers a 1-year extension to the contract with D.L. Muellerlele Landscaping under the same terms as last year's contract at the price of \$37,975 contingent upon receipt of applicable bonds, insurance and license documentation from the contractor. This is the same company we had last year." Mayor Eisaman, "Frank, we were pretty satisfied with their work?" Mr. Lehman nodded. Mayor Eisaman, "Okay." Councilman Peterinelli **MOVED** to approve the optional renewal agreement, and Councilman Tridico **SECONDED**. No discussion. All voted unanimously to approve.

\*\*\*ADJOURNMENT\*\*\* Councilman Tridico **MOVED** to adjourn the meeting. **SECONDED**: Councilwoman Burkley. Unanimously all voted in favor to adjourn.

RESPECTFULLY SUBMITTED:

  
Susan M. Trout, City Administrator

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