

BOROUGH OF VANDERGRIFT  
MINUTES OF THE VANDERGRIFT COUNCIL  
SEPTEMBER 1, 2015

The Council of the Borough of Vandergrift met in the Council Chambers of the Municipal Building at 7:00 p.m., with President Brian Carricato presiding. The Pledge of Allegiance to the Flag was recited.

MEMBERS PRESENT:

Kathleen Chvala	Vernon Sciullo
Brian Carricato	Frank Moliterno
James Rametta	Lenny Collini
Christine Wilson	

OTHER OFFICIALS:

Larry Lopifito, Solicitor	Stephen DelleDonne, Secretary
Lucien Bove, Engineer	Theresa Geltz, Asst. Secretary
Lucien & Michael Bove, Engineers	Joseph Caporali, Police Chief

MINUTES:

The minutes of the August 3, 2015 meeting were approved by motion of Mr. Rametta, second by Mrs. Chvala. Motion carried.

VISITORS:

A motion was made by Mr. Moliterno, second by Mr. Collini, to hear from visitors at this time. Motion carried.

Josh Adams, representative the Apollo-Kiski Little League, addressed Council regarding the use of the little league field at Kennedy Park.

Solicitor Loperfido stated that he has reviewed the agreement provided by the aforementioned organization. He stated that the Borough does not normally enter to such agreements regarding the use of the recreation facilities. He stated that these matters are usually worked by the Recreation Committee on a year to year basis.

President Carricato stated that field has had no use the past year, and therefore, welcomes the idea of organized baseball being played on the field. He recommended that the Apollo-Kiski Little League be granted use of this field for the fall of this year, and that during the winter months the particulars of the use of the field be ironed out.

Bob Dango, 161 Jefferson Street, questioned when the sewer separation project would begin in his area.

President Carricato stated that this project would not take place in this area for some time, if at all.

Mr. Dango requested the adoption of a 15 mph speed limit be enacted for Jefferson Avenue. He stated that there are numerous children playing on the street.

Steve Aulerich, 144 Florida Avenue, requested the patching of portions of his street.

Ashleigh Hannigan, representing the Vandergrift No. 1 Fire Department, requested the use of Kennedy Park for "trunk or treat" event for the youth on Saturday, October 31<sup>st</sup>. (See page 2-A)

Julie Martin informed Council that the Arts & Crafts Festival will be held on September 26<sup>th</sup> and 27<sup>th</sup>.

Don Detar, 213 Lowell Street, expressed his appreciation for the effort in having the grass cut at 209 Lowell Street. He also stated that there are still a lot of illegal parked vehicles throughout town.

Solicitor Loperfido recommended that Mr. Detar call 911 when he observes an illegal parking vehicle.

A motion was made by Mrs. Chvala, second by Mrs. Wilson, to return to the regular order of business. Motion carried.

A motion was made by Mr. Collini, second by Mrs. Chvala, to grant permission to the Apollo-Kiski Little League to use the little playing field at Kennedy Park for the fall of 2015. Motion carried.

Vandergrift Fire Dept. No. 1  
278 Franklin Ave., P.O. Box 6  
724-567-7171  
Vandergrift, PA 15690



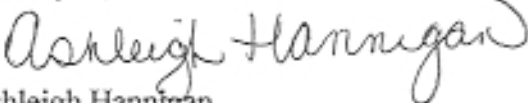
Thomas M. Schaeffer, Chief

September 1, 2015

Mayor Lou Purificato and members of council:

We would like to propose again the idea of a family friendly, community involved "trunk or treat" as a separate event held on a different day from the traditional trick or treat/parade. We would like permission to use the field at Kennedy Park on Saturday, October 31st in the evening. The trick or treat/parade will be held on Friday October 30th. This way there will be no scheduling conflict. Several local community organizations, the Vandergrift #1 Fire Dept, the Vandergrift Lions Club, the Vandergrift Masonic Lodge, and the Vandergrift Library have all expressed interest along with several other organizations who still have to meet are to secure their commitment in both working and preparing to make this trunk or treat possible. We would also like to get some council members involved in hopes that you will be the judges for prizes that will be handed out that evening. We look forward to making this community event a successful one.

Thank you,

  
Ashleigh Hannigan  
Assistant Treasurer

A motion was made by Mr. Collini, second by Mr. Sciallo, to grant permission to the Vandergrift No. 1 Fire Department to have a "truck or treat" event at Kennedy Park on October 31, 2015. Motion carried.

At 7:16, a motion was made by Mrs. Chvala, second by Mr. Sciallo, to call an executive session of Council for the purpose of discussing a personnel matter. Motion carried.

At 7:33, a motion was made by Mr. Sciallo, second by Mr. Rametta, to return to the regular order of business, and to state that no action was taken during the executive session. Motion carried.

MAYOR'S REPORT:

No Report

SECRETARY'S REPORT:

The Secretary presented for Council's review a sample of the new utility bill which will provide for the billing of the refuse and sewer recovery on one bill. (See page 3-A)

The Secretary presented and reviewed the Borough's financial requirement and minimum municipal obligation (MMO) for the 2016 Municipal Budget. (See page 3-B)

The Secretary informed Council that due to illness of Fred Dzugan, the employee of Code.sys Consultant, who performs the Borough occupancy inspections, Code.sys is not able to continue to provide this service.

The Secretary stated that the General Government Committee and the Solicitor met with Grant Kanish of Bureau Veritas, of whom is interested in providing the service to enforce the Uniform Construction Codes and the Borough's occupancy inspections.

Solicitor Loperfito stated the Agreement provided by Bureau Veritas will need to be modified and that no action to be taken at this time until a mutual agreement is approved.

A motion was made by Mr. Sciallo, second by Mr. Collini, to direct the Solicitor to notify Code.sys Consultants by letter, notice of a termination of services. Motion carried.

A motion was made by Mr. Sciallo, second by Mrs. Wilson, to utilize the services of Bureau Verita contingent upon reaching an acceptable and satisfactory terms and conditions of an Agreement between the Borough and Bureau Verita. Motion carried.

A motion was made by Mr. Sciallo, second by Mr. Rametta, to accept the Secretary's Report. Motion carried.

3-19

<b>BOROUGH OF VANDERGRIFT</b> 109 Grant Avenue Vandergrift, PA 15690-1238      Phone: 724-567-7818																															
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FIRST MESSAGE MAY SAY SOMETHING ABOUT NEW BILLING INCLUDING BOTH REFUSE AND SEWER RECOVERY		BOROUGH OF VANDERGRIFT OFFICE OF SECRETARY 109 GRANT AVENUE VANDERGRIFT, PA 15690 724-567-7818																													
PLEASE INDICATE NEW ACCOUNT NUMBER SHOWN ON FRONT		<b>OFFICE HOURS</b> MONDAY - FRIDAY 8:00 AM TO 4:00 PM																													
<b>KEEP THIS STUB FOR YOUR RECORDS</b>		<b>RETURN THIS STUB WITH PAYMENT</b>																													

Amy Bistocchi  
 Software Systems, Inc.  
 724-443-4600 ext 7262

**BOROUGH OF VANDERGRIFT POLICE RETIREMENT PLAN  
FINANCIAL REQUIREMENT AND MINIMUM MUNICIPAL OBLIGATION  
FOR 2016 MUNICIPAL BUDGET**

<b>A. <u>Normal Cost</u></b>	
1. Normal Cost as a Percent of Payroll	14.609%
2. Estimated 2015 Payroll for Active Participants	\$ <u>431,129</u>
3. Normal Cost (A1 x A2)	\$ <u>62,984</u>
<b>B. <u>Financial Requirement</u></b>	
1. Normal Cost (A3)	\$ 62,984
2. Anticipated Insurance Premiums	0
3. Anticipated Administrative Expense	6,467
4. Amortization Payment, if any	<u>7,869</u>
5. Financial Requirement (B1 + B2 + B3 + B4)	\$ <u>77,320</u>
<b>C. <u>Minimum Municipal Obligation</u></b>	
1. Financial Requirement (B5)	\$ 77,320
2. Anticipated Employee Contributions (7.23% of Estimated Payroll)	31,171
3. Funding Adjustment, if any	<u>0</u>
4. Minimum Municipal Obligation (C1 - C2 - C3)	\$ <u>46,149</u>

**NOTES:**

1. 2016 General Municipal Pension System State Aid may be used to fund part or all of the municipal obligation and must be deposited within 30 days of receipt. Any remaining balance must be paid from municipal funds.
2. Deposit into the Plan's assets must be made by December 31, 2016 to avoid an interest penalty.
3. Any delinquent Minimum Municipal Obligation from prior years must be included in the 2016 budget along with an interest penalty.

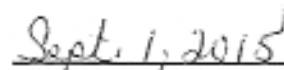
**I hereby certify that the above calculations, to the best of my knowledge, are true, accurate, and conform with the provisions of Chapter 3 of Act 205 on 1984.**

Certified By:



Chief Administrative Officer

Prepared using the January 1, 2013 Valuation.



Date

Vandergrift Council

I am writing on behalf of the Kiski Area Marching Band. We would like to request that in cooperation with the Vandergrift Police Department and the Vandergrift Fire Departments, that we would like to have Jackson Avenue from the 56 bypass to Walnut Street closed to thru traffic during our band festival on September 12<sup>th</sup>. We would permit the guests with handicap tags and our shuttle bus coming from the school to travel thru. The time that traffic would be restricted would be from 4:00 pm to 11:00 pm. This we ask for in the safety of the student performer's as they will be moving themselves and their equipment from the warm up areas at Kennedy Park to Davis field. Also we would like to request that Jackson Avenue, the alley on the west side of Kennedy Park, the parking area at the basketball courts and Linden Avenue from the basketball courts to the 56 bypass be posted as a no parking zone by the order of the police for the event. We would use the parking spots on Jackson from the 56 bypass to West Adams to park the Kiski Band trailer as we do for the football games. The area from West Adams to West Madison would be used as handicap parking. From West Madison to Walnut, the alley on the west side of Kennedy park the basketball court parking and Linden Avenue areas would be used to park equipment trucks and busses. Thank You for your cooperation in this making our festival as safe and enjoyable for all in attendance.

Respectfully

Troy Bittinger Parking Committee Chair  
Contact at 412-289-5920



Exhibit 2-11

**GEARY & LOPERFITO, LLC**

ATTORNEYS AT LAW  
158 GRANT AVENUE  
VANDERGRIFT, PA 15690

TEL (724) 568-3694  
FAX (724) 568-2500

*Email Address:*  
*ldl@gllawyers.com*

August 20, 2015

Allegheny Township Board of Supervisors  
136 Community Building Road  
Leechburg, PA 15656

Apollo Borough Council  
P.O. Box 306  
Apollo, PA 15613

East Vandergrift Borough Council  
P.O. Box 460  
East Vandergrift, PA 15690

Gilpin Township Board of Supervisors  
589 State Route 66  
Leechburg, PA 15656

Hyde Park Borough Council  
715 Main Street  
Hyde Park, PA 15641

Kiskiminetas Township Board of Supervisors  
1222A Old State Road  
Apollo, PA 15613

Leechburg Borough Council  
260 Market Street  
Leechburg, PA 15656

North Apollo Borough Council  
P.O. Box 501  
North Apollo, PA 15673

Oklahoma Borough Council  
170 Thom Street  
Apollo, PA 15613

Parks Township Board of Supervisors  
26 Jackson Avenue  
Vandergrift, PA 15690

Vandergrift Borough Council  
109 Grant Avenue  
Vandergrift, PA 15690

Washington Township Board of Supervisors  
285 Pine Run Church Road  
Apollo, PA 15613

West Leechburg Borough Council  
1015 Plazak Street  
West Leechburg, PA 15656

**IN RE: Kiski Valley Water Pollution Control Authority – Resolution 2015-6**

Dear Council Members and Supervisors:

Please be advised that I am Solicitor to the Kiski Valley Water Pollution Control Authority. On August 19, 2015, the Board of Directors of Kiski Valley Water Pollution Control Authority adopted Resolution 2015-6. This Resolution creates a Tapping Fee – Capacity Portion fee in the

Please visit our Web site at: [www.gllawyers.com](http://www.gllawyers.com)



August 20, 2015  
Member Municipalities  
Page Two

amount of \$510.00 subject to annual review, to ensure compliance with the Pennsylvania Sewage Facilities Act 57. This fee should be added to the tap-in fee for your municipality and said amount should be remitted to the Kiski Valley Water Pollution Control Authority upon collection for a new tap in your municipality.

Pursuant to the Service Agreement between the Kiski Valley Water Pollution Control Authority and your member municipality, we are providing you sixty (60) days' notice as required. Please be advised that this new fee shall not become effective until January 1, 2016, at which time you will be required to collect this fee on any tap application in your member municipality.

I thank you for your attention to this matter.

Very truly yours,



LARRY D. LOPERFITO

LDL/slk  
Enclosure

RESOLUTION 2015-6

A RESOLUTION OF THE KISKI VALLEY WATER POLLUTION CONTROL AUTHORITY ESTABLISHING A TAP FEE IN COMPLIANCE WITH PENNSYLVANIA ACT 57

WHEREAS, the Kiski Valley Water Pollution Control Authority is a municipal authority serving 13 municipalities within the Alle-Kiski Valley under and through a Service Agreement with the 13 member municipal communities; and,

WHEREAS, in accordance with Title 25, Section 71.73 of Pennsylvania Sewage Facilities Act 57 (commonly referred to as Act 57), the Kiski Valley Water Pollution Control Authority is permitted to establish a fee schedule for the cost of municipal services related to implementing the provisions of the Sewage Management Program; and,

WHEREAS, the Kiski Valley Water Pollution Control Authority deems that the enactment of a tapping fee which shall include a capacity portion, a distribution or collection portion, a special purpose portion and a reimbursement portion established under and through the limitations and calculations as required by the methodology delineated in Act 57;

NOW THEREFORE, the Kiski Valley Water Pollution Control Authority does hereby RESOLVE as follows:

1. RESOLVED, that the Kiski Valley Water Pollution Control Authority shall enact, effective January 1, 2016, a fee which shall be referred to as "Tapping Fee – Capacity Portion", pursuant to the requirements of Title 25, Section 71.73 of the Pennsylvania Sewage Facilities Act 57 in the amount of \$510.00 per EDU which shall be subject to the annual review to ensure compliance with the requirements of Act 57 and shall be subject to amendment thereto, by Resolution of the Board of Directors of the Kiski Valley Water Pollution Control Authority to maintain compliance with the requirements of Act 57. Said Tapping Fee – Capacity Portion shall be collected by the member communities at the time of a request for a tap fee as presented to the member community and the Tapping Fee – Capacity Portion as identified in this

Resolution shall be remitted to the Kiski Valley Water Pollution Control Authority concurrently with the issuance of a tapping permit.


ORDAINED AND ENACTED this 19<sup>th</sup> day of August, 2015 at Allegheny Township, Westmoreland County by majority vote of the Board of Directors of the Kiski Valley Water Pollution Control Authority.

KISKI VALLEY POLLUTION  
CONTROL AUTHORITY:

BY:

  
ANTHONY J. BIONE, CHAIRMAN

ATTEST:

 (SEAL)  
KATHLEEN TEDESKI, SECRETARY



## APOLLO -KISKI LITTLE LEAGUE



Exhibit 3-11

P.O Box 405 Apollo, PA 15613

Sponsored by THE APOLLO AREA LIONS CLUB since 1952

Borough of Vandergrift  
109 Grant Avenue  
Vandergrift, PA 15690

August 24, 2015

Attn: Borough Council

Dear Council Members,

This letter serves as our formal request to utilize the baseball fields in Kennedy Park. Attached is the Certificate of Liability Insurance which names Vandergrift as an additionally insured party. If we are able to come to a long term agreement for the use of Kennedy Park, the Borough will be automatically included on the insurance policy in subsequent years when we include Kennedy Park on the list of our playing fields at the time of annual charter with Little League International. As verbally agreed upon since the August council meeting, we do intend to use the baseball/softball field on a limited basis for our fall ball program.

Also enclosed is a draft use agreement for your consideration. It is modeled after the agreement we currently have in place with Oklahoma Borough. We are open to negotiation on nearly any part of it. We are simply providing it as a way to start moving forward towards a long term use agreement for Kennedy Park.

If you have questions or comments, please feel free to contact me at 724-567-0134 or 724-771-1587 or Josh Dunmire, President at 724-472-6645. Thank you for your consideration. We are looking forward to helping improve Vandergrift Borough and to keeping Kennedy Park a thriving place for our young people.

Sincerely,

Jon Smoyer  
Fields and Grounds Committee Chair

COMMUNICATIONS & CORRESPONDENCE:

The Secretary presented the following correspondence received and distributed to members of Council:

Exhibit 1-A: Troy Bittinger, Kiski Area Marching Band.

Subject: Several requests regarding up-coming Kiski Area Band Festival to be Held on September 12<sup>th</sup>.

A motion was made by Mr. Collini, second by Mr. Sciallo, to approve the aforementioned requests and to direct Mr. Bittinger to coordinate this event with Ron Rowe, the Borough's Emergency Management Coordinator. Motion carried.

Exhibit 2-A: Larry Loperfito, solicitor for the Kiski Valley Water Pollution Control Authority.

Subject: Resolution 2015-6 adopted by said Authority creating a Tapping Fee – Capacity Portion Fee of \$510.00

Exhibit 3-A: Jon Smoyer, Apollo-Kiski Little League.

REGULAR & STATED BILLS:

A motion was made by Mr. Rametta, second by Mrs. Chvala, to pay all stated and approved bills. Motion carried.

SPECIAL BILLS:

The Secretary presented a request from Bove Engineering Company to approve the submission of a PennVest Payment Request No. 19 in the amount of \$550,226.60. He stated that this amount reflects the reimbursement of Interest Estimate No. 16 in the amount of \$1,057.14; Engineering Estimate No. 20 in the amount of \$10,000; 2A Construction Estimate No. 18 in the amount of \$210,614.62; 2B Construction Estimate No. 18 in the amount of \$328,554.84.

A motion was made by Mrs. Chvala, second by Mr. Sciallo, to approve the aforementioned matter. Motion carried with Mrs. Wilson abstaining.

STREET & SANITATION REPORT:

Chairperson Sciallo informed Council that the collection of leaves will be the same as last year. He stated that the residents are to bag the leaves, placed out front of residence, and will be collected on Fridays.

Mr. Sciallo stated that the cost of salt for the 2015-2016 winter season is \$78,00 per ton, an increase of 16%.

A motion was made by Mr. Collini, second by Mrs. Christine, to accept the Street & Sanitation Report. Motion carried.

ENGINEER'S REPORT:

Engineer Michael Bove reported that the installation of piping for Phase 2A is complete, with the restoration phase remaining. He stated that the cost of Phase 2A is over by \$30,000.

Mr. Bove stated that the streets and sidewalks restoration might take an additional \$100,000.00 more than was budgeted and that the alternative would be to scale down the restoration work. He stated that he has a list of areas regarding this matter.

President Carricato recommended that Council have an opportunity to walk the project sites in question before any decision is made. He stated that action can be taken at the October meeting.

Engineer Lucien Bove stated that the CD Street Reconstruction Project should begin within the week. He stated that the contractor is waiting for a milling machine.

Engineer Lucien Bove recommended that additional monies will need to be spend in order to properly perform the work on Delaware Avenue. (See letter from Mr. Bove-page 5-A)

Following a discussion of this matter, a motion was made by Mrs. Chvala, second by Mr. Collini, to allocate the additional \$6,000 to \$8,000 towards the Delaware Avenue street project.

A motion was made by Mrs. Chvala, second by Mr. Collini, to approve the aforementioned matter regarding Delaware Avenue. Motion carried with Mrs. Wilson abstaining.

A motion was made by Mr. Sciallo, second by Mr. Moliterno, to accept the Engineer's Report. Motion carried.

BUDGET & FINANCE REPORT:

Chairperson Chvala requested that all budget proposals for the 2016 budget be submitted to the Borough Secretary within the next two weeks.

A motion was made by Mr. Collini, second by Mr. Rametta, to accept the Budget & Finance Report. Motion carried.

**BOVE ENGINEERING COMPANY**

**ARMBRUST PROFESSIONAL CENTER**

**8201 ROUTE 819**

**GREENSBURG, PA 15601**

**724-925-9269**

**FAX: 724-925-1216**

August 24, 2015

Vandergrift Borough  
109 Grant Avenue  
Vandergrift, Pennsylvania 15690

Attention: Stephen J. DelleDonne, Secretary

Reference: 2015 Street Reconstruction Project using Borough Funds  
Delaware Avenue Resurfacing

Dear Steve:

As you know, Council did not approve the patching of the bad areas of Delaware Avenue, but only the resurfacing. Council was hoping to eliminate milling on this road to save money for the soft area repairs. The walk-through field view conducted on August 12<sup>th</sup> revealed that eliminating milling will not be a good idea. Some areas can be milled only lightly; however, the bad areas need to be milled deeper. Binder will be used in lieu of leveling in bad areas  $\pm 1\frac{1}{2}$ " thick. Areas that are not bad will not be leveled, but only topped. Please note that we anticipate that it will take approximately  $\pm \$6,000$  to  $\$8,000$  more for additional binder so that the wearing may have a better chance of lasting a few years before the soft areas show through.

If you have any questions please feel free to contact me.

Very truly yours,  
**BOVE ENGINEERING COMPANY**

  
\_\_\_\_\_  
Lucien Bove, P.E.

LB:dlb

copy: J. M. Paving, Inc., Attn: Jeffrey J. Modra, Owner

2015-504:VANDERGRIFT 2015/Street Reconstruction (BF) Pjt/Borough Ltr

POLICE & PUBLIC SAFETY REPORT:

Chairperson Moliterno stated that Melanie Sader has resigned her position as a full-time school crossing guard.

A motion was made by Mr. Moliterno, second by Mrs. Wilson, to accept Ms. Sader's resignation. Motion carried.

A motion was made by Mr. Moliterno, second by Mr. Collini, to hire Judy Holt as a full-time school crossing guard. Motion carried.

Mr. Moliterno stated that the Committee is recommending the approval of a handicap parking place for Dante Bertram, 328 Beech St.

A motion was made by Mr. Moliterno, second by Mrs. Chvala, to approve the aforementioned matter. Motion carried.

BUILDING & GROUNDS REPORT:

Chairperson Rametta reported that he is awaiting a price to separate the downspouts at the Vandergrift No. 2 Fire Department Building.

Mr. Rametta stated that the resealing and line painting at the Columbia Parking Lot will begin with the next two weeks.

A motion was made by Mrs. Wilson, second by Mr. Sciallo, to accept the Building & Grounds Report. Motion carried.

TREE & LIGHT REPORT:

Chairperson Wilson stated that this year's tree removal and trimming is winding down.

A motion was made by Mr. Sciallo, second by Mr. Collini, to accept the Tree & Light Report. Motion carried.

GENERAL GOVERNMENT REPORT:

President Carricato presented and read a letter from Vandergrift Civil Service Commission whereby said Commission is submitting a list of eligible for the position of Patrolman. (See page 6-A)

A motion was made by Mr. Moliterno, second by Mr. Sciallo, to hire Nathaniel A. Rigatti as a full-time patrolman to the Vandergrift Police Department, effective October 1, 2015. Motion carried.



Borough of Vandergrift Civil Service Commission

109 Grant Avenue  
Vandergrift, PA 15690

August 12, 2015

Vandergrift Borough  
Attn: Office of the Secretary  
109 Grant Avenue  
Vandergrift, PA 15690

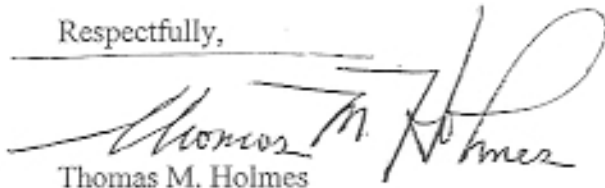
Re: Police Civil Service Eligibility for List for Patrolman.

Dear Steve,

The following Individuals have met and or exceeded all of the requirements of the Civil Service Regulations and are acceptable and qualified for hire to the position of Patrolman.

Nathaniel A, Rigatti  
Mark T. Lieu

Respectfully,

  
Thomas M. Holmes  
Secretary

A motion was made by Mr. Moliterno, second by Mr. Rametta, to hire Mark T. Lieu as a full-time patrolman to the Vandergrift Police Department, effective January 1, 2016. Motion carried.

A motion was made by Mr. Sciallo, second by Mr. Rametta, to accept the General Government Report. Motion carried.

RECREATION REPORT:

Chairperson Collini presented a letter from the Vandergrift No. 2 Fire Department requesting permission to have a bonfire at Kennedy Park around the end of October or early November.

A motion was made by Mr. Collini, second by Mr. Rametta, to approve the aforementioned request contingent upon the Department issuing a burning permit. Motion carried.

Mr. Collini presented two bids received regarding the installation of a split rail fence along the western side of Jackson Avenue. He stated that the purpose of the fence is to prevent vehicles from crossing over the new permeable sidewalk recently installed.

1. Armstrong Fence & Construction - \$ 6,125.00
2. Jeffrey Zinchini - \$ 8,500.00

A motion was made by Mr. Rametta, second by Mr. Moliterno, to award the bid to install the split rail fence to Armstrong Fence & Construction at the price of \$ 6,125.00; contingent upon whether the funding can be expended from the Sewer Recovery Fund. Motion carried.

A motion was made by Mrs. Chvala, second by Mr. Sciallo, to accept the Recreation Report. Motion carried.

SOLICITOR'S REPORT:

Solicitor Loperfito informed Council that Ordinance No. 5-2015 has been duly advertised for adoption, which provides for a weight limit of 10 tons on Delaware Avenue.

A motion was made by Mrs. Chvala, second by Mr. Sciallo, to adopt Ordinance No. 5-2015. Motion carried.

Solicitor Loperfito stated that there are 33 properties that have not complied with the removal of downspouts from the new sewer system. He stated that he will be advising said owners, by letter, that this must be completed within 10 days or face receiving a citation for the violation of the ordinance.

Solicitor Loperfito presented for adoption a proposed Ordinance No. 6-2015, amending Ordinance No. 2-2007, to include a Tapping Fee-Capacity Portion Fee established by the Kiski

Valley Water Pollution Control Authority of \$510.00. He requested Council's authorization to advertise said ordinance for adoption at the October 5, 2015 meeting. (See pages 8-A & 8-B)

A motion was made by Mr. Sciallo, second by Mrs. Chvala, to approve the aforementioned request. Motion carried.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

None

ADJOURNMENT:

A motion was made by Mr. Sciallo, second by Mrs. Chvala, to adjourn the meeting. Motion carried.

The meeting was adjourned at 8:50 p.m.

**BOROUGH OF VANDERGRIFT  
ORDINANCE 6 of 2015**

**AN ORDINANCE OF THE BOROUGH OF VANDERGRIFT, COUNTY OF WESTMORELAND AND COMMONWEALTH OF PENNSYLVANIA, AMENDING ORDINANCE NO. 2 OF 2007, ORIGINALLY ENACTED APRIL 2, 2007 FOR THE PURPOSE OF AMENDING ORDINANCE 7-1973, AS ENACTED ON JULY 9, 1973 AND AS ORIGINALLY CODIFIED IN THE VANDERGRIFT CODE OF BOROUGH ORDINANCES CHAPTER XIX, SEWER AND SEWAGE DISPOSAL, PART 1, SECTION 14, CONDITIONS FOR MAKING CONNECTION FOR THE PURPOSE OF AMENDING THE TAPPING FEE TO INCLUDE THEREWITH A TAPPING FEE, CAPACITY PORTION AS ASSESSED BY THE KISKI VALLEY WATER POLLUTION CONTROL AUTHORITY.**

**WHEREAS**, the Borough of Vandergrift adopted Ordinance No. 2 of 2007 on the 2<sup>nd</sup> day of April, 2007 which established a tap connection fee of \$4,840.00 for each building or structure to be connected to the public sanitary sewer system of the Borough of Vandergrift; and,

**WHEREAS**, Ordinance No. 2 of 2007 provided that the Borough reserves the right, from time to time hereafter, to amend any and all taps fees and/or inspection fees as it deems necessary to permit the tap into the Borough or its designated authorities sanitary sewer system; and,

**WHEREAS**, the Kiski Valley Water Pollution Control Authority, under and through their power as a Municipal Authority and Political Subdivision of the Commonwealth of Pennsylvania enacted a Tapping Fee – Capacity Portion Fee to be added to sewer tap fees of the 13 Member Communities of which the Borough of Vandergrift acknowledges membership; and,

**WHEREAS**, the Tapping Fee – Capacity Portion Fee established by the Board of Directors of Kiski Valley Water Pollution Control Authority on the 19<sup>th</sup> day of August, 2015 was established at \$510.00 per EDU (equivalent domestic unit);

**WHEREAS**, the Borough enacts this Ordinance pursuant to the powers granted by the Borough Code of the Commonwealth of Pennsylvania, 8 Pa.C.S. §101, et seq.

**NOW THEREFORE**, intending to be legally bound, the Borough Council of the Borough of Vandergrift does hereby **ORDAIN AND ENACT** the following:

**SECTION I(B) – PERMIT FOR CONNECTION**

The provisions of Section I(B), Permit for Connection, is hereby repealed and replaced with the following section:

**SECTION I – PERMIT FOR CONNECTION**

B. At the time of application, the applicant shall pay the Borough of Vandergrift, or its designated authority, the required tap connection fee of \$5,350.00 for each building or structure to be connected, by individual tap, to the aforementioned public sanitary sewer system

within the Borough of Vandergrift. This tapping fee shall include therewith a tapping fee – capacity portion as levied by the Kiski Valley Water Pollution Control Authority in the amount of \$510.00. The Borough shall remit, concurrently with issuance of the tap permit, the sum of \$510.00 to the Kiski Valley Water Pollution Control Authority as required by Kiski Valley Pollution Control Authority Resolution 2015-6.

**SECTION II – REPEALER**

Any other Ordinance or part thereof which conflicts with the language provided in this Ordinance is hereby repealed to the extent that said language is inconsistent with the terms of this Ordinance.

**SECTION III – SEVERABILITY**

If any sentence, clause, section or part of this Ordinance is, for any reason, found to be unconstitutional, illegal or invalid, such unconstitutional, illegal or invalid part or portion shall be removed and shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared that it is the intent of the Borough of Vandergrift that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herewith.

**SECTION IV – EFFECTIVE DATE**

This Ordinance shall be effective on January 1, 2016.

ORDAINED AND ENACTED BY THE BOROUGH OF VANDERGRIFT THIS 5<sup>th</sup> DAY OF OCTOBER, 2015.

**BOROUGH OF VANDERGRIFT**

BY: \_\_\_\_\_  
**BRIAN J. CARRICATO**  
Council President

ATTEST:

\_\_\_\_\_  
**STEPHEN J. DELLEDONNE**  
Borough Secretary

APPROVED:

\_\_\_\_\_  
**LOUIS E. PURIFICATO**  
Mayor