

BOROUGH OF VANDERGRIFT

MINUTES OF THE VANDERGRIFT COUNCIL MEETING

October 5 2020

The Council of the Borough met in the Council Chambers of the Municipal Building at 7:00 pm, with President Chvala presiding. The Pledge of Allegiance to the Flag was recited. Due to the Governor’s directive to stay at home, the regular public meeting will take place in a virtual setting utilizing “Zoom” format for online meetings.

MEMBERS PRESENT:

Lenny Collini	Christine Wilson
Thomas Holmes	Karen McClarnon
John Uskuriatis	Casmier Maszgay
Kathy Chvala	

OTHER OFFICIALS:

Barbara Turiak, Mayor	Stephen DelleDonne, Secretary
Alaine Generelli, Solicitor	Theresa Geltz, Asst. Secretary
Lucian Bove, Engineer	Joseph Caporali, Police Chief

MINUTES:

The minutes of the September 8, 2020 meeting were approved by motion of by Mr. Holmes, second by Mr. Uskuriatis. Motion carried.

VISITORS:

A motion was made by Mrs.Wilson, second by Mr. Uskuraitis, to hear from visitors at this time. Motion carried.

Don Detar, 213 Lowell Street, requested Council to change the speed limit on Lowell Street from 25 mph, to 15 mph.

Chief Caporali stated that he would look into this matter.

Paul Levy, 428 Longfellow Street, requested Council to look into a sink hole on 26<sup>th</sup> Street.

Mrs. Wilson stated that she would have the Borough Crew look into this matter.

Venessa Groholski, Vandergrift Public Library, requested that Council look into the need critical repairs to the building. ( See Exhibit 3-A)

Mr. Collini stated that he has contacted Ramondo for the purpose of having them evaluate the water damage to the interior walls and to obtain a cost. He stated that the building needs stabilized.

Steve Dunmire, 407 Emerson Street, stated that something needs to be done regarding landlords renting to drug dealers in his area. He stated that the Borough has laws to address this situation with landlords.

Mrs. McClarnon stated that the Borough has an ordinance that if the police respond to a residence three (3) times, the landlord must be notified for possible eviction of the tenant. She stated that these problems must be tracked so that an eviction process can take place. She suggested that the code officer be a full-time position to handle this matter.

Solicitor Generelli stated that she would look into this matter.

Shauna Penska, 319 Linden Street, requested that camera be place behind that stage at Kennedy Park to face Kennedy Avenue, for the purpose of apprehending individuals who are continually upsetting her and others garbage cans.

Mr. Uskuraitis stated that this is on his list to be done at the park.

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

#### OPENING OF BIDS:

At this time the Secretary opened and read aloud bids received for the reconstruction of Franklin Avenue using CDBG funds. (See page 2-A)

Engineer Bove stated that Council can't award the bid until such time as the Westmoreland County Planning Department has received the funding. He did state that Council can acknowledge the low bidder, Tresco Paving.

#### MAYOR'S REPORT:

Mayor Turiak stated that she has discussed the matters with Solicitor Loperfido regarding this year's Halloween Trick-or-Treat and how the treats can be distributed to the children.

Exhibit 3-A

September 23, 2020

BOROUGH OF VANDERGRIFT  
Attn: Building & Grounds Committee  
109 Grant Avenue,  
Vandergrift, PA 15690

Dear Vandergrift Borough Council; Building & Grounds Committee,

The Vandergrift Public Library is located in the annex to what is now known as the Casino Theatre building. George McMurtry's reason for establishing our library was "to provide the townspeople of Vandergrift with all the advantages of learning." This idea that libraries play a vital role in the promotion of the "intellectual make-up of a community" dates back to Benjamin Franklin. "By doing so, McMurtry produced a blend of the paternalistic theater, the philanthropic idealism of a library and the ancient idea that government should occupy the most central and prominent palace in a community."

This letter serves as our intent to preserve the historic building and to continue making it the heartbeat of the community. The building needs stabilized and sustained in hopes to keep the existing form, style, integrity, of the structure. A building assessment from the Building and Grounds Committee has identified critical repairs to address deteriorating walls throughout the entire building, which includes the Casino Theatre. The request in this letter is to address these vulnerabilities in order to preserve the building and prevent further deterioration or damage to its artistic and architectural treasures. These repairs will ensure access for the public to appreciate this historic space and increase opportunities for community use.

As each community faces unique issues, has distinct needs, and operates within a political environment of its own, the façade and future use of the library building must comply with its historical intent as the Vandergrift Historic District was entered onto the National Register of Historic Places in 1995.

Please provide us with your opinion on the potential eligibility of this building. The issues have been present for far too long and remediating the issues soon will be a proactive approach. I understand that additional research and evaluation may be necessary to conclusively establish critical repairs. I am willing to assist in any way that I can. If you have any questions, you may contact me at the 724-568-2212 or [Vanessa.Groholski@wlnonline.org](mailto:Vanessa.Groholski@wlnonline.org).

Sincerely,

Vanessa Groholski

Enclosure: Photographs of critical repairs

**BOROUGH OF VANDERGRIFT**  
**2020**  
**FRANKLIN AVENUE STREET RECONSTRUCTION PROJECT**  
**FROM MADISON AVENUE TO FIRST STREET**  
**USING CDBG FUNDS**  
**BID TABULATION**

Scheduled Opening: September 24, 2020  
 Actual Opening: October 5, 2020

Item	Description	Qty.	Units	1st		2nd		3rd	
				Unit Price	Cost	Unit Price	Cost	Unit Price	Cost
Bidder Name:				TRESKO PAVING CORP.		IRON CITY CONSTRUCTION, INC.		MELE & MELE AND SONS, INC.	
Bid Bond:						Yes		Yes	
References:				Yes		Yes		Yes	
Public Works Verification Form:				Yes		Yes		Yes	
Non-Collusion Affidavit:				Yes		Yes		Yes	
County Section 3 Forms:				Yes		Yes		Yes	
1	Rotomill	9,425	SY	\$2.15	\$20,263.75	\$1.25	\$11,781.25	\$2.45	\$23,091.25
2	Soft Area Repair	100	SY	\$15.00	\$1,500.00	\$35.00	\$3,500.00	\$39.50	\$3,950.00
3a	Lamphole Adjustment Riser Rings	5	EA	\$100.00	\$500.00	\$300.00	\$1,500.00	\$65.50	\$327.50
3b	Manhole Adjustment Riser Rings	10	EA	\$200.00	\$2,000.00	\$450.00	\$4,500.00	\$275.00	\$2,750.00
4	1/2" Leveling Course	390	TN	\$82.00	\$31,980.00	\$100.00	\$39,000.00	\$92.00	\$35,880.00
5	1 1/2" Wearing Course	780	TN	\$82.00	\$63,960.00	\$99.00	\$77,220.00	\$92.00	\$71,760.00
<b>TOTAL COST OF PROJECT:</b>				<b>\$120,203.75</b>		<b>\$137,501.25</b>		<b>\$137,758.75</b>	

Item	Description	Qty.	Units	4th		5th		6th	
				Unit Price	Cost	Unit Price	Cost	Unit Price	Cost
Bidder Name:				A. FOLINO CONSTRUCTION, INC.		INDEPENDENT ENTERPRISES, INC.		LIGONIER CONSTRUCTION	
Bid Bond:				Yes		Yes		Yes	
References:				Yes		Yes		Yes	
Public Works Verification Form:				Yes		Yes		Yes	
Non-Collusion Affidavit:				Yes		Yes		Yes	
County Section 3 Forms:				Yes		Yes		Yes	
1	Rotomill	9,425	SY	\$1.95	\$18,378.75	\$2.50	\$23,562.50	\$3.20	\$30,160.00
2	Soft Area Repair	100	SY	\$46.00	\$4,600.00	\$45.00	\$4,500.00	\$16.00	\$1,600.00
3a	Lamphole Adjustment Riser Rings	5	EA	\$49.00	\$245.00	\$100.00	\$500.00	\$262.00	\$1,310.00
3b	Manhole Adjustment Riser Rings	10	EA	\$250.00	\$2,500.00	\$300.00	\$3,000.00	\$373.00	\$3,730.00
4	1/2" Leveling Course	390	TN	\$99.35	\$38,746.50	\$93.00	\$36,270.00	\$108.00	\$42,120.00
5	1 1/2" Wearing Course	780	TN	\$94.90	\$74,022.00	\$92.00	\$71,760.00	\$106.00	\$82,680.00
<b>TOTAL COST OF PROJECT:</b>				<b>\$138,492.25</b>		<b>\$139,592.50</b>		<b>\$161,600.00</b>	

No Bids were received from: A. Liberoni, Inc. or KGD Contracting, Inc.



Following a discussion of this matter, a motion was made to schedule this year's Trick-or-Treat will be held on Saturday, October 31, 2020, from 6:00 pm to 8:00 pm. Motion carried

A motion was made by Mr. Maszgay, second by Mr. Holmes, to accept the Mayor's Report. Motion carried.

SECRETARY'S REPORT:

The Secretary reported that the Westmoreland County Planning Department is accepting applications for the 2021 Act 152 DEMOFUND Program and that the deadline for submission is October 31, 2020.

A motion was made by Mr. Holmes, second by Mr. Collini, to authorize the Code Officer & the Borough Engineer determine what properties in the Borough that will be eligible for this program. Motion carried with Mrs. Wilson abstaining.

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

CODE OFFICER'S REPORT:

The Secretary stated that the Code Officer issued 19 violation notices, and got 9 junk cars removed during the month of September.

A motion was made by Mr. Maszgay, second by Mrs. Wilson, to accept the Code Officer's Report. Motion carried.

COMMUNICATIONS & CORRESPONDENCE:

Exhibit 1-A: Heather Miller, A Brighter Day Community Outreach.

Subject: Request use of the No1 Fire Dept. parking lot for a fund raiser on October 10<sup>th</sup>, from 1:00 pm to 5:00 pm.

A motion was made by Mr. Uskuraitis, second by Mr. Collini, to approve the above request pending receipt of the property insurance coverages. Motion carried.

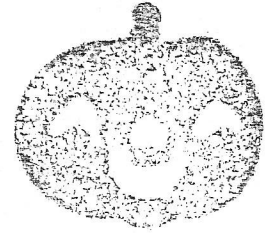
Exhibit 2-A: Julia Martine, Vandergrift Improvement Program.

Subject: Request to sponser the Annual "Light-up Vandergrift Christmas Parade & Party festivities on Friday, November 27<sup>th</sup>.

A motion was made by Mr. Collini, second Mr. Uskuraitis, to approve the aforementioned request. Motion carried.

September 17th, 2020

To Whom It May Concern,



I am looking to use the #1 fire hall parking lot for a fund raiser for A Brighter Day Community Outreach, on October 10th, 2020 from 1:00 PM til 5:00 PM.

Kona Ice will be there and we are planning a small bake sale to coincide with Kona Ice.

We have a health/safety plan in place to protect ourselves and our community members during said bake sale, such as wearing masks when interacting with customers, maintaining social distancing protocol, sterilizing all high touch surfaces after each customer interaction with

saniwipes and/or bleach wipes and adhering to CDC recommended outdoor gathering limits.

I respectfully request consent for this event to occur. Thank you.

Heather M. Miller

CEO A Brighter Day Community Outreach

724-525-0034

# *Vandergrift Improvement Program, Inc.*

P.O. Box 77, Vandergrift, PA 15690

Phone: 724-567-5286 / Fax: 724-567-7295

Email: [vip15690@comcast.net](mailto:vip15690@comcast.net)

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A 501©3 non-profit organization

September 24, 2020

Vandergrift Borough  
109 Grant Ave.  
Vandergrift, PA 15690

Re: Light-Up Vandergrift Christmas Parade & Party Event

Dear Council,

The Vandergrift Improvement Program is beginning the preparations for the annual Christmas parade. We are doing so keeping Covid in mind and the possibility that if there were to be a Covid flare-up the parade may need to be canceled at the last minute. Participants will be reminded to follow guidelines in place at the time of the parade and that they are participating at their own risk. Hopefully Covid restrictions will continue to ease over the course of the next two months. The 'Light-up Vandergrift Christmas Parade & Party' festivities will be on Friday, November 27th. We would like your permission to use the regular parade route (Walnut, Longfellow, Franklin and Grant) and to close the Walnut and Longfellow streets staging area before the parade starts to form at 5:00pm. Parade participants will gather on Walnut and the area near Ferrante Motors. Participating emergency vehicles will line up along Longfellow.

Vendors will begin to set up on the sidewalks on Grant Avenue at 3:00pm, at which time we will need to close Grant to through traffic. Entertainment will start on Grant Avenue at 5:00pm, and the parade will begin at 6:00pm from Walnut Street and end at the Casino Theater.

We would like to put the community Christmas tree up on the corner of Farragut near Ianni's the same as in the past and also would like to have the Vandergrift Police lead the parade and assist with crowd control on Grant Ave.

This year the VIP would like to thank/recognize the Vandergrift Police Department for all the 'extras' that they do in reaching out to the children and helping families in our community. To represent the Department we would like to have Chief Caporali lead the parade as the Honorary Parade Marshal.

Any council members wishing to participate in the parade please let me know by Friday, November 13<sup>th</sup>, so that I can put you on the list for the MC. A reminder to those who participate in the parade: For the safety of spectators along the parade route (especially Grant Ave.) throwing of candy/treats from moving vehicles is not permitted. Please have 'elves' (helpers) walk alongside of vehicle/float to distribute treats. Your cooperation and help in keeping this a safe event is greatly appreciated!

Also, if possible, could the Boro Crew plan to collect the garbage from Grant Ave early the day after the parade so that the business district looks good for Small Business Saturday.

Should you have any questions, please contact me at 724-567-6762 (work) or by email [julie@byerstaxiandbusing.com](mailto:julie@byerstaxiandbusing.com)

Thank you,  
Julia Martin, Chairwoman

REGULAR & STATED BILLS:

A motion was made by Mr. Holmes, second by Mr. Collini, to pay all stated and approved bills. Motion carried.

STREET & SANITATION REPORT:

Chairperson Wilson reported that Jeffrey Howard has completed his 90 day probation period without any incidents or problems, and therefore, is recommending his full-time employment status.

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

Mrs. Wilson stated that the Committee is recommending that Council approve the sale of the Mini Street Sweeper, of which has been effective in its use. She stated that she will need to have an appraisal of this equipment prior to the advertisement of sale.

A motion was made by Mr. Holmes, second by Mrs. McClarnon, to advertise the sale of the Mini Street Sweeper once that the final payment of the sweeper was made. Motion carried.

Mrs. Wilson reported that the new Mack refuse truck should be delivered hopefully this week.

Mrs. Wilson stated that the Borough has been saving money on the repairs to catch basins by doing the work in-house.

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

ENGINEER'S REPORT:

Engineer Bove reported that working on the final Storm Water Mangement Ordinance. He stated that this ordinance needs to be adopted by the end of the year.

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

BUDGET & FINANCE REPORT:

Chairperson Maszgay questioned the 2021 budget requests have been submitted to the Borough Secretary.

The Secretary stated that the Building & Grounds Committee has yet submitted a 2021 budget request.

Mr. Collini stated that he is awaited for an estimate of costs to the former Municipal Building.

A motion was made by Mrs. Wilson, second by Mr. Uskuraitis, to accept the Budget & Finance Report. Motion carried.

#### POLICE & PUBLIC SAFETY REPORT:

Chairperson Holmes stated that Judy Holt has resigned her position as a full-time school crossing guard and recommended that Council accept her resignation.

A motion was made by Mr. Holmes, second by Mr. Uskuariti, to accept Judy Holt's resignation effective immediately. Motion carried.

Mr. Holmes reported that Big Daug's Performance has done repair work on Car 5-12 at no charge to the Borough.

A motion was made by Mrs. Wilson, second by Mr. Maszgay, to accept the Police & Public Safety Report. Motion carried.

#### BUILDING & GROUNDS REPORT:

Chairperson Collini reported that he attempting to obtain cost figures regarding to the repairs to the Casino and the Library portions of the building.

Mrs. McClarnon questioned if there was any lease agreement between the Borough and 32 & Below where it involved payment of rent to the Borough.

Mr. Collini stated that no lease agreement existed. He also stated that 32 & Below performed certain work around the park area.

Mr. Uskuriatis stated that this arrangement was beneficial fo the No. 2 Fire Department as it was basically a fund raiser for the Department.

A motion was made by Mr. Uskuraitis, second by Mr. Holmes, to accept the Building & Grounds Report. Motion carried.

#### TREE & LIGHT REPORT:

Chairperson McClarnon stated that her Committee met for the purpose of coming up with types of forms regarding requests for removal , tree trimming, and tree planting. She requested

that members review the sample forms and would any input from Council. (See pages 6-A thru 6B).

Mrs. McClarnon stated that the Borough Crew has been doing a good job in trimming various trees, of which, is saving the Borough money. She also stated that four (4) dead trees have been removed.

Mr. Collini questioned whether the Tree Committee has addressed the request of Janice Oberdorp, East Adames, request to remove and replant the tree in front of her house.

Mrs. McClarnon stated that there is some case about what is determined to be a nuisance tree. She stated that the Committee is looking into establishing a policy regarding this meeting with help of the Solicitor.

Mrs. Wilson stated than arborist should be involved in this matter.

A motion was made by Mr. Holmes, second by Mrs. Wilson, to accept the Tree & Light Report. Motion carried.

GENERAL GOVERNMENT REPORT:

No Report

RECREATION REPORT:

Chairperson Uskuraitis stated that there is an issue regarding children getting on top of the dugout structures and recommending removing the dugouts near the stage and also replace the fencing in this area.

Mr. Uskuraitis stated that he would like to open a fenced in path way from Walnut Street along Kennedy Avenue. He stated that he will need to contact Armstrong Fencing regarding this matter.

Mr. Uskuraitis stated the winterizing of the pool will begin shortly.

Mrs. McClarnon stated that there is no activity in the baseball field.

Mr. Uskuraitis stated that Apollo Little League originally was given permission to use the field but ended up not use the field facility.

Mr. Collini stated that the Apollo Little League wanted exclusive of the field.

Mrs. McClarnon that the Davis Field fencing along 24<sup>th</sup> Street needs addressed.



# VANDERGRIFT BOROUGH TREE COMMITTEE

6-A  
**DRAFT**

## Borough Tree Information

The Borough of Vandergrift provides tree maintenance service for trees located along the streets in Borough right-of-way, usually between the sidewalk and the curb. Trees located on private property do not fall under the jurisdiction of the Borough (. Section 2720.2 of the Pennsylvania Borough Code requires the abutting property owners to share, at least in part, with removal costs for Borough Trees.) Pruning and maintenance costs are assumed entirely by the Borough.

### TREE REMOVAL REQUESTS:

The Borough will only remove trees if they are diseased, dying or dead, or if they pose a threat to public health and safety. If the tree in question falls under these circumstances, AS DETERMINED BY ARBORIST, property owners can submit a removal request by completing the form (***Request for Tree Services***) and submitting it to the Borough Office TO THE ATTENTION OF CHAIRMAN OF TREE COMMITTEE) . Trees can be removed only by borough tree committee-approved professional tree services.. Tree services must provide proof of liability insurance. **Please note: Only emergency situations will be handled directly via phone call (INSERT PHONE # OF BOROUGH OFFICE AND/OR TREE COMMITTEE CHAIRMAN),** all non-emergency requests should be submitted in writing by completing the ***Request for Tree Services*** form and either mailing it or dropping it off at the Borough office. You can email your form directly to the CHAIRMAN OF TREE COMMITTEE AT (*email address*)

After inspection by Arborist named by the Tree Committee, a Member will contact you to discuss their findings. If the Tree Committee agrees the tree should be removed, the tree will be placed on a removal list and removed by the Borough. (suggested language: The property owner will be responsible for one-half the total cost of removal, not to exceed \$250.00.)

### TREE TRIMMING:

If you notice a Borough Tree near your property that needs to be trimmed, or appears to pose a safety hazard, please use the form to report the problem and submit to the Borough Office. (***Request for Tree Services***)

Tree trimming requests will be responded to within 10 working days by the Tree Committee. If pruning is necessary, the tree will be placed on a pruning list, unless it is an immediate danger and safety risk. If you feel the tree is an immediate danger contact the Borough Office or chairman of the Tree Committee (INSERT PHONE #'S).

### TREE PLANTING:

A property owner can request that a Borough Tree be planted in front of their house. After receiving your written request, a Tree Committee member will inspect the location to determine whether it is an appropriate and safe location for a tree to be planted. The Tree Committee member will discuss with you which species of tree is best suited for the location. After the site inspection is done, an Inspection Request form will be turned into the Borough Office for our records. The location is then placed on a planting list. Residents, themselves, are not permitted to plant, prune or remove trees in Borough right-of-way without the approval of the Tree Committee .If approved, the Resident is responsible for all costs.

### SUBMIT COMPLETED FORMS TO:

Vandergrift Borough  
Tree Committee  
109 Grant Avenue  
Vandergrift, PA 15690  
Fax: 412-828-3479

E-mail:

***PLEASE NOTE..ITEMS ENCLOSED IN PARENTHESES ARE PRACTICED IN OTHER MUNICIPALITIES AND PRESENTED FOR CONSIDERATION TO VANDERGRIFT BOROUGH)***

**BOROUGH OF VANDERGRIFT**  
TREE COMMITTEE  
109 Grant Avenue  
Vandergrift, PA 15690  
724-567-7818

6-13

# DRAFT

## REQUEST FOR TREE SERVICES

# (01/2020)

### CONTACT INFORMATION

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

EMAIL: \_\_\_\_\_

PHONE: \_\_\_\_\_

ADDITIONAL INFO: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

### TREE LOCATION

ADDRESS: \_\_\_\_\_

LOCATION: (CORNER, ETC) \_\_\_\_\_

TYPE OF TREE, IF KNOWN \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

### TREE CONDITION

\_\_\_ Low Branches

\_\_\_ Pest Infestation

\_\_\_ Other

\_\_\_ Diseased

\_\_\_ Visibility Hazard

\_\_\_ Dead

\_\_\_ Street Sign Clearance

### SERVICE REQUESTED

\_\_\_ Trim

\_\_\_ Remove

\_\_\_ Inspect/Advise

\_\_\_ Plant

Print Name \_\_\_\_\_

Signature \_\_\_\_\_

Date Submitted \_\_\_\_\_

**FOR BOROUGH USE ONLY**

- Immediate Action
- Removal
- Pruning/Shaping
- No Action

***TREE COMMITTEE INSPECTION REMARKS***

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Inspected By: \_\_\_\_\_  
Date of Inspection: \_\_\_\_\_

Mr. Holmes stated that the Street Department will address this concern.

Mr. Uskuraitis reported that he and Mr. Maszgay met with Kiski Area officials at Davis Field for a walk through. He stated that the Borough will have a expense in winterizing the sprinkling system. He also stated that the Committee will meeting with Kiski Valley Lancers and any other organization interested in leasing the field facilities.

Mrs. McClarnon questioned why she was never told about about a theft of money at the pool some time in July and why this incident was not reported to the pool.

Mr. Uskuraitis stated that two pool manager has issues between them. He also stated that he was waiting if this occurred again. He stated that he must of dropped the ball on this issue.

Mrs. McClarnon stated that a policy procedures regarding this matter needs to adopted.

The Secretary stated that an investigative report was filed at the Allegheny Police Department.

Mrs. McClarnon questioned whether any organization using the Borough parks is required to provide the property certificates of insurance and if they are working with children need to sign a waivers and have background checks. She questioned if this is being required for all events at the parks, as it should be the policy.

Mr. Uskuraitis stated that if individuals get together at the park, not an orgainizational event, then no waivers or background checks are required.

Solicitor Generelli stated that she would like to review more information on this matter and what is being advertised for the use of the parks.

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

#### SOLICITOR'S REPORT:

Solicitor Generelli presented a continuance of the Declaration of Disaster Emergency from October 5, 2020 to November 2, 2020.

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

Solicitor Generelli stated that there are no updates of the Olmstead Commons Project at this time.

Solicitor Generelli stated that she has just received an update of the Storm Water Management Ordinance from the Borough Engineer.

Solicitor Generelli stated that she received a letter from Mr. Holmes regarding to changes in the proposed Burning Ordinance and submitted updated draft to members of Council for their review for next month's meeting.

Solicitor Generelli presented for adoption Ordinance No. 5-2020, which enacts regulations for the sale of timber in Project 70.

A motion was made by Mr. Maszgay, second by Mr. Collini, to adopt Ordinance No. 5-2020. Motion carried.

Solicitor Generelli stated that she would like to have a copy of a contract from Mr. Bartoe for review.

A motion was made by Mr. Uskuaritis, second by Mr. Holmes, to accept the Solicitor's Report. Motion carried.

UNFINISHED BUSINESS:

Mrs. McClarnon questioned why Mrs. Chvala's son did not go through the proper zoning process and is now doing business in a residential zone area.

Mrs. Chvala stated that the present owner of the building applied and received a zoning variance to operate a business and has been paying commercial taxes on said building.

Mrs. McClarnon stated that an individual is opening a business on Grant Avenue, which is zoned commercial, has had to apply for a variance and pay \$750.00. She stated that it doesn't look good in the public for a council person's son to not following the proper procedures.

Mrs. Chvala stated that the owner of the building was not aware of an issues regarding the matter of apply for a variance.

Mrs. McClarnon stated everyone, without exemptios, should be made to follow the proper procedures in this matter.

NEW BUSINESS:

Mrs. Wilson requested that the Borough Solicitor direct a letter to Norfolk-Southern Railroad requesting that they repair the fencing along 9<sup>th</sup> Street and address the weeds that growing out into 9<sup>th</sup> Street.

A motion was made by Mr. Collini, second by Mr. Maszgay, to approve the aforementioned matter. Motion carried.

Mrs. Wilson reported that a resident along Franklin Avenue, across from the Dollar General Store, is requesting that the sidewalk be repaired due to sinkage from a sewer repair project that took place 8 to 9 years.

The Secretary stated that a Maintenance Agreement from the contractor only is for a period of two years. He also stated that the sidewalk maintenance is the responsibility of the property owner.

ADJOURNMENT:

A motion was made by Mr. Holmes, second by , Mr. Maszgay, to adjourn the meeting. Motion carried.

The meeting was adjourned at 8:40 pm

## NOTICE OF ABSTENTION

I, Christine A. Wilson, Councilperson for the Borough of Vandergrift located in the County of Westmoreland and Commonwealth of Pennsylvania, do hereby set forth this affirmative declaration of abstention regarding any matter involving Bove Engineering. I am employed by Bove Engineering and as such, under the Ethics Act, I shall not engage in any restricted activities as is set forth under Section 1103 of the State Ethics Act. Pursuant to said section of the Ethics Act, I set forth this written memorandum, filed with the Borough Secretary of the Borough of Vandergrift advising that I am unable to take any action on a matter involving Bove Engineering. I acknowledge that I have a conflict regarding matters that would financially impact Bove Engineering and cannot participate and must comply with the disclosure requirements of Section 1103(j) of the State Ethics Act. I acknowledge that my conflict in this matter, includes making motions and voting, and also includes actions such as lobbying other members, speaking as to motions or advocating for a certain result.

I do hereby execute this document in accordance with the requirements of the Pennsylvania State Ethics Commission disclosure requirements and apply the same to all actions, on behalf of Bove Engineering which may arise before the Council of the Borough of Vandergrift as of the date, time and meeting identified in the minutes of the Borough meeting.

Christine A. Wilson  
CHRISTINE A. WILSON

OCT. 5, 2020  
- BLIGHTED PROPERTIES