

BOROUGH OF VANDERGRIFT
MINUTES OF THE VANDERGRIFT COUNCIL

JULY 1, 2019

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

MEMBERS PRESENT:

Kathleen Chvala	Casimer Maszgay
Lenny Collini	Peter Basile
Christine Wilson	

OTHER OFFICIALS:

Barbara Turiak, Mayor	Stephen J. DelleDonne, Secretary
Larry Loperfido, Solicitor	Theresa Geltz, Asst. Secretary
Joseph Caporali, Police Chief	

MINUTES:

The Minutes of the May 6, 2019 meeting were approved by motion of Mr. Collini, second by Mr. Basile Motion carried.

VISITORS:

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

David Hill, 213 Emerson Street, questioned when action will be taken to correct the constant flooding in his basement.

Mrs. Wilson stated that the Borough Engineer is to get prices for the repairs relative to this problem.

Mr. Hill stated that he will need help in replacing the damages.

Solicitor Loperfito requested that Mr. Hill obtain estimates and provide them to the Borough.

Bill Spang, 219 Holmes Street, stated that a grass rut is developing in his yard, especially during a rainfall. He stated that the rut is growing and may be going the sewer line.

Mrs. Wilson stated that she will have the Borough Engineer schedule a meeting with Mr. Hill.

Bernett Gregg, 120 Maryland Avenue, addressed Council in regards to the new LED Street light installed at his address. He requested that this light be removed and/or replaced with the old mercury vapor light. He explained that there is too much entering his house.

Solicitor Loperfito referred this matter over to the Police & Public Safety Committee.

Melissa Adams, 307 Jackson Avenue, questioned if any action will be taken regarding the garage at 113 West Adams.

Solicitor Loperfito stated that he has written the attorney who represents the owners of said property and to advise of the condition of said garage. He stated that the letter advises the attorney that the garage is in imminent threat of collapse and are requiring the Estate and heirs to take corrective action within twenty (20) days and if no action is taken, the code official has the authority to take action to demolish said garage.

Don Detar, 213 Lowell Street, questioned why the Borough repaved 29th Street since it was recently paved and was in good condition.

Mrs. Wilson stated that the County Planning Department directed where the money was to allocated for street reconstruction. She stated that the Borough had to accept this or loose the funding.

Ashley Hanningan, No. 1 Fire Department, stated that the Department has placed about 200 banners on poles to date, with about 50 more yet to be installed.

Julia Martin, V.I.P., stated that the Vandergrift Arts Festival will be held on July 27th.

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

MAYOR'S REPORT:

Mayor Turiak acknowledge the girl scouts who send thank you cards following their visit to the Municipal Building.

A motion was made by Mrs. Wilson, second by Mr. Basile, to accept the Mayor's Report. Motion carried.

SECRETARY'S REPORT:

No Report

CODE OFFICER'S REPORT:

Mr. Young reported that 37 violation notices were mailed during the month of June. He stated that he has begun to use the door hanger notices, of which, seems to be working well.

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

COMMUNICATIONS & CORRESPONDENCE:

The Secretary presented the following correspondence:

Exhibit 1: Janet Thomas, Westmoreland County Planning Department.

Subject: Notice that Borough's 2019 CDBG Street Reconstruction Project will not be funded.

REGULAR AND STATED BILLS:

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

SPECIAL BILLS:

The Secretary presented an invoice from Tim Fouse Excavating for repair work to the 9th Street wall in the amount of \$4,350.00. (See page 3-A)

A motion was made by Mr. Collini, second by Mr. Basile, to pay the aforementioned invoice. Motion carried with Mrs. Wilson abstaining.

The Secretary presented an final invoice from Eveready Contracting for sewer work in the amount of \$10,228.20. (See page 3-B)

A motion was made by Mr. Basile, second by Mr. Maszgay, to pay the aforementioned invoice. Motion carried with Mrs. Wilson abstaining.

Ted Kopas
Commissioner

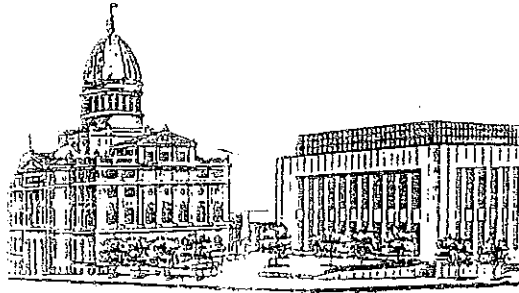
Gina Cerilli
Chairman

Charles W. Anderson
Commissioner

Exhibit 1-A

Westmoreland County Pennsylvania

DEPARTMENT OF
PLANNING AND DEVELOPMENT
A DIVISION OF THE
WESTMORELAND DEVELOPMENT COUNCIL
FIFTH FLOOR, SUITE 520
40 NORTH PENNSYLVANIA AVENUE
GREENSBURG PA 15601



Telephone:
724-830-3600
Fax: 724-830-3611
TDD724-830-3802

June 7, 2019

Vandergrift Borough
109 Grant Ave.
Vandergrift, PA 15690

RE: 2019 Westmoreland County Community Development Block Grant (CDBG) Program

Dear Municipal Officials:

The Westmoreland County Department of Planning & Development has finalized its Fiscal Year 2019 Annual Action Plan for CDBG Program. Applications for funding were carefully evaluated, however the amount of funds requested in the Fiscal Year 2019 applications exceeded the grant funds available to Westmoreland County and therefore all projects could not be funded. It has been determined that the following project(s) will not be funded:

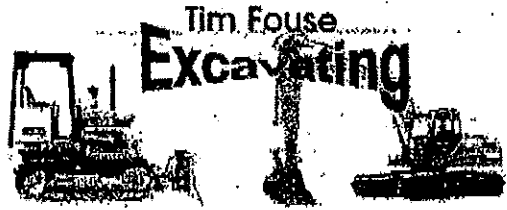
Street Reconstruction: 14 streets throughout the Borough
Limited funding available; requested funding exceeds municipal allocation.

If you wish to submit this or another project for consideration for Fiscal Year 2020 funding, a new application must be submitted by September 30, 2019. Please include an updated cost estimate and any additional information required for the application such as maps, income surveys, etc. Incomplete applications will not be considered. Thank you for your continued interest and participation in the CDBG Program. Should you have any questions concerning this letter, please feel free to contact this office.

Sincerely,
Janet Thomas
Deputy Director

Invoice

PROPOSAL SUBMITTED TO:
Bove Engineering
 STREET
 CITY, STATE AND ZIP CODE
 ARCHITECT DATE OF PLANS



724-545-DIRT
 724-545-3478

Tim Fouse Excavating
 518 Silvis Hollow Road
 Kittanning, PA 16201

We hereby submit specifications and estimates for:

- Cost to make the repairs needed on 9th Street Vandergrift
- Mobilize
- Saw Cut
- Excavate down to the existing concrete (approx. 6')
- Haul the spoils off site
- Place 3 Gablon baskets
- Backfill with 2A + compact
- Place 3 1/2" Binder 1 1/2" wearing
- Hot Seal the edges.

We Propose hereby to furnish material and labor - complete in accordance with above specifications, for the sum of:

Payment to be made as follows:

dollars \$ **4,350** -

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance.

Authorized Signature _____

Note: This proposal may be withdrawn by us if not accepted within _____ Days.

Acceptance of Proposal - The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as nullified above.

Signature _____

Signature _____

Date of Acceptance: _____

3-6

BOROUGH OF VANDERGRIFT
2018
SEWER REPAIR & I&I ELIMINATION PROJECT
USING BOROUGH SEWER FUNDS

EXCAVATION CONTRACTING by EREMIC, INC.
(dba)
EVEREADY CONTRACTING
June 26, 2019

PAYMENT ESTIMATE NO. 6 Invoices #7 & 8
PERIOD ENDING: 6/12/19

COST SUMMARY

CONTRACT "A" (Using Reduced Quantities)	\$117,413.00
NET CHANGE ORDERS	\$9,218.32
PRESENT VALUE OF CONTRACT	\$126,631.32
TOTAL WORK THIS ESTIMATE	\$4,101.72
PLUS TOTAL PREVIOUS ESTIMATES	\$122,529.60
EQUAL TOTAL WORK TO DATE	\$126,631.32
(LESS 0% RETAINAGE)	\$0.00
SUBTOTAL	\$126,631.32
(LESS PREVIOUS PAYMENTS)	(\$116,403.12)
AMOUNT DUE THIS PAYMENT	\$10,228.20

CHANGE ORDER SUMMARY

	Date	Addition	Deduction
Change Order No. 1:	1/7/2019	\$300.00	\$0.00
Change Order No. 2:	2/28/2019	\$4,360.00	-\$2,600.00
Final Adjusted Change Order:	06/26/19	\$9,069.72	-\$1,911.40
Net Change:		\$9,218.32	

Recommended: Lucien Bove, P.E. 6/26/19
Date

Accepted: (See Attached Invoices #7 & 8) 6/26/19
Eveready Contracting Date

Approved: Vandergrift Borough Date

NOTE: Contractor must provide a two-year Maintenance Bond in the amount of 20% of the Present Value of Contract prior to final payment

STREET & SANITATION REPORT:

No Report

ENGINEER'S REPORT:

No Report

BUDGET & FINANCE REPORT:

No Report

POLICE & PUBLIC SAFETY REPORT:

Chief Caporali reported that during the month of June, the Department responded to 304 calls, issued 25 traffic & 20 non-traffic tickets and issued 25 parking tickets.

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

BUILDING & GROUNDS REPORT:

Mr. Basile stated that he will have someone look into the lights that are out in the parking lot of the Municipal Building.

Mr. Maszgay stated the he has contacted Current Service to look into the light situation in the basement of the Municipal Building.

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

TREE & LIGHT REPORT:

Chairperson Maszgay thanked members of the Vandergrift No. 1 Fire Department and Emery Tree service for helping with the tree clean up following the recent rain storm.

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

GENERAL GOVERNMENT REPORT:

President Chvala also expressed her appreciation for the thank you cards received from the girl scouts.

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

RECREATION REPORT:

Chairperson Basile report that the pool is having some leak problems. He also stated that there has been some disturbing issues at the pool regarding public drunkenness and drug activity. He questioned if these individuals can be banned from the pool.

Mr. Basile stated that he received a favorable response form Chief Caporal and the Chief of Allegheny Twp. regarding a duel response for incidents at the pool. He also stated that signage needs to be erected at the pool stating "No Alcohol Permitted" and that bags will be checked.

Mr. Maszgay requested Chief Caporali to have the basketball courts closed at dusks due to the neighbors complaining about the noise.

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

SOLICITOR'S REPORT:

Solicitor Loperfito presented for adoption Resolution No. 4-2019 regarding a grant application for renovation work at the Vandergrift Pool. (See pages 5-A & 5-B).

A motion was made by Mr. Collini, second by Mr. Maszgay, to adopt Resolution No. 4-2019. Motion carried.

Solicitor Loperfito presented for adoption Ordinance No. 4-2019; whereby the Street & Sanitation Committee can set policy & rule making regarding to the collection of garbage. (See pages 5-C thru 5-D)

A motion was made by Mr. Collini, second by Mr. Basile, to adopt Ordinance No. 4-2019. Motion carried.

Solicitor Loperfito presented for adoption Ordinance No. 5-2019; whereby the Borough is authorizing its joinder and participation in an Intergovernmental Police Mutual Aid Agreement with other municipalities. (See page 5-E)

A motion was made by Mr. Basile, second by Mr. Collini, to adopt Ordinance No. 5-2019.

Solicitor Loperfito stated that a Roll Call must be taken on the motion to adopt.

The Secretary called the following roll call: (See page 5-F)

BOROUGH OF VANDERGRIFT**RESOLUTION NO. 4 OF 2019****RESOLUTION AUTHORIZING THE FILING OF A GREENWAYS, TRAILS AND RECREATION PROGRAM SINGLE APPLICATION FOR ASSISTANCE TO THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT FOR A PROJECT KNOWN AND IDENTIFIED AS THE VANDERGRIFT POOL REJUVENATION PROJECT**

WHEREAS, the Borough of Vandergrift, a municipal corporation of the Commonwealth of Pennsylvania, has determined that it is in the best interest of the citizenry of the Borough of Vandergrift to prepare and file a single application for assistance with the Department of Community and Economic Development for a Greenways, Trails and Recreation Program grant; and,

WHEREAS, the Borough of Vandergrift deems that the rejuvenation of the Vandergrift Pool is important for the community and for the health, safety and welfare of those attending and utilizing the recreational opportunities of the Borough of Vandergrift;

NOW THEREFORE, the Council of the Borough of Vandergrift does hereby **RESOLVE** as follows:

RESOLVED, the Borough of Vandergrift shall file an application for assistance with the Department of Community and Economic Development, from the Commonwealth Financing Authority in the amount of Two Hundred Thousand (\$200,000.00) Dollars for the Greenways, Trails and Recreation Program and any other program or programs, as applicable, for the project known and identified as the Vandergrift Pool Rejuvenation Project for the purpose of seeking funds for renovations, grading and excavating, new equipment purchases and expansion in accordance with the single application at Web Application ID 8304012 and Single Application ID 201906172434;

RESOLVED, that the Borough does authorize and direct Kathleen Chvala, President, Vernon E. Sciuolo, Vice President and Peter Basile, Councilman, individually or joint signators, for any documentation, as necessary, to advance the single application for assistance and any other document or documents as required by the Department of Community and Economic Development to facilitate the grant request;

RESOLVED, that the Borough of Vandergrift designates the Borough Secretary, Stephen J. DelleDonne, or his designated successor or agent, to receive, to accept on behalf of the Borough of Vandergrift, any funding granted and to provide documentation, as needed, from time to time hereafter, to the Department of Community of Economic Development or their agent, as associated with Web Application ID 8304012 and Single Application ID 201906172434;

RESOLVED, at Vandergrift, Pennsylvania, this 1st day of July, 2019.

BOROUGH OF VANDERGRIFT

BY: *Kathleen Chvala*
KATHLEEN CHVALA, Council President

ATTEST:

Stephen J. DelleDonne (SEAL)
STEPHEN J. DELLEDONNE,
Borough Secretary

**BOROUGH OF VANDERGRIFT
ORDINANCE NO. 4 OF 2019**

AN ORDINANCE OF THE BOROUGH OF VANDERGRIFT, COUNTY OF WESTMORELAND, AND COMMONWEALTH OF PENNSYLVANIA AMENDING CHAPTER 404 OF THE CODE OF THE BOROUGH OF VANDERGRIFT – SOLID WASTE; ARTICLE II – GARBAGE, REFUSE AND RUBBISH COLLECTION TO PROVIDE FOR POLICY AND RULEMAKING REGARDING COLLECTIONS AND ESTABLISHING APPROPRIATE PENALTIES FOR VIOLATION OF MATTERS AFFECTING THE HEALTH SAFETY AND WELFARE OF THE CITIZENRY OF THE BOROUGH OF VANDERGRIFT AND THE PUBLIC IN GENERAL

WHEREAS, the Borough of Vandergrift (the “Borough”) has experienced an increase in garbage, refuse and rubbish in the form of furnishings and extreme quantities of garbage, refuse and rubbish which has a negative effect on the health, safety and welfare of the citizens of the Borough of Vandergrift and the public in general and it overwhelms the garbage, refuse and rubbish collection capabilities of the Borough of Vandergrift; and,

WHEREAS, the Council of the Borough of Vandergrift (“Borough Council”) is desirous of amending the Code of the Borough of Vandergrift to provide for the establishment of rulemaking powers in collection activities for garbage, refuse and rubbish and the establishment of penalties and procedures for violations of the Borough Code; and,

WHEREAS, the Borough Code at 8 Pa.C.S. §3321, provides the Borough Council the authority to prescribe fines and penalties of violations of the Borough Ordinances; and,

WHEREAS, the Borough Council finds that such an Ordinance is necessary to protect the health, safety and welfare of the residents of the Borough of Vandergrift;

NOW THEREFORE, be it enacted and ordained by the Council of the Borough of Vandergrift, County of Westmoreland and Commonwealth of Pennsylvania, as follows:

Section 1. – §404-5 Administration:

A. The provisions of Section 404-5(A) are hereby deleted in their entirety and shall be replaced with the following provision:

§404-5 (A):

The collection, conveyance and disposal of refuse in the Borough of Vandergrift shall be conducted under the supervision of the Borough Street Committee, as designated by the Chairperson of the Council of the Borough of Vandergrift. The Street Committee shall have the authority to make and adopt policy regulations to be approved by the Council of the Borough of Vandergrift, setting forth days of collection, type and location of waste and waste containers and any other such matters as they deem necessary and pertinent to the collection and disposal of refuse, so long as said regulations are in accord with the provisions of this Article of the Code of the Borough of Vandergrift. The Street Committee of the Borough of Vandergrift shall set forth all said policy

regulations that they deem to be in the best interest and the health, safety and welfare of the citizens of the Borough of Vandergrift, in writing. The same shall be placed on file, with the Borough of Vandergrift and shall be made part of the minutes of the meeting in which they are adopted by the Council of the Borough of Vandergrift.

Section 2 – §404-5(F)

B. The provisions of Section 404-5(F) are hereby deleted in their entirety and shall be replaced with the following provision:

§404-5 (F):

Charges imposed under this Article shall be due and payable in accordance with the provisions of Section 404-5 (Administration). Should any individual or entity fail or refuse to make payment timely in addition to any penalty fees assessed thereto, the Borough may file an action in the form of a citation, with a court of competent jurisdiction and upon conviction thereof, the offending party or entity shall pay a fine of not less than \$100.00 per offense nor more than \$1,000.00 per violation and suffer any and all penalties as deemed necessary and appropriate by the court and in addition thereto, shall be subject to restitution and reimbursement of reasonable attorney's fees incurred by the Borough, to the Borough of Vandergrift, for all unpaid charges due thereunder, if so ordered by the court. Each day shall constitute a separate violation. This shall not preclude any other action, as provided under Pennsylvania law, for charges imposed under this Article may also be a lien on any property served from the date the charge first becomes due and payable. The Borough may also exercise all rights to municipal claims and collect any amounts due in a manner provided by law for the filing and collection of municipal claims and liens against the owner of property. All bills and charges shall be levied against the owner of property only who may retain ultimate responsibility for all liens and charges, as determined by the Street Committee, by policy.

Section 3 - §404-6 – Pre-collection Practices:

The following provision shall be added to Section 404-6(A) – Preparation of Refuse:

(4) Any and all items, as deemed recyclable, by the Borough of Vandergrift, shall be placed in appropriate receptacles, to be placed at designated locations on the property, for the recyclable collection by the Borough of Vandergrift under and subject to any rules and regulations or code provisions enacted for the collection of recyclable materials.

Section 4 - §404-8 – Violations and Penalties:

The provisions of Section 404-8 – Violations and Penalties are hereby deleted in full and replaced with the following:

§404-8

Any person or entity, whether in their capacity as the owner, principal, agent or employee, who violates or, in any way, assists in the violation of any provision of this Article as associated with administration or collection of refuse or any regulation of the Street Committee enacted as a policy by the Council of the Borough of Vandergrift, shall be subject to citation and, upon a finding of

guilty and conviction, shall be sentenced to pay a fine of not less than \$200.00 nor more than \$1,000.00 per offense plus costs of prosecution and reasonable attorney's fees and in default of any payment of fine or costs, to undergo a term of imprisonment of not more than thirty (30) days. Each day shall constitute a separate offense and separate proceedings may be instituted and separate penalties imposed for each day's offense.

Section 5 – Repealer:

Any part or provision of any other Ordinance which conflicts with the provisions of this Ordinance shall be repealed to the extent that they conflict herewith.

Section 6 – 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 7 – Effective Date:

This Ordinance shall be effective immediately upon enactment.

THIS ORDINANCE BEING ORDAINED AND ENACTED THIS 1ST DAY OF JULY, 2019, BY THE COUNCIL OF THE BOROUGH OF VANDERGRIFT AT A PUBLIC MEETING OF VANDERGRIFT BOROUGH COUNCIL, IN VANDERGRIFT, PENNSYLVANIA.

BOROUGH OF VANDERGRIFT

BY: Kathleen Chvala
KATHLEEN CHVALA,
 Council President

ATTEST:

Stephen J. DelleDonne (SEAL)
STEPHEN J. DELLEDONNE,
 Borough Secretary

APPROVED:

Barbara J. Turiak
BARBARA TURIAK, Mayor

BOROUGH OF VANDERGRIFT

ORDINANCE NO. 5 OF 2019

AN ORDINANCE OF THE BOROUGH OF VANDERGRIFT, COUNTY OF WESTMORELAND AND COMMONWEALTH OF PENNSYLVANIA AUTHORIZING ITS JOINDER AND PARTICIPATION IN AN INTERGOVERNMENTAL POLICE MUTUAL AID AGREEMENT WITH OTHER MUNICIPALITIES FOR THE TRAINING, DEPLOYMENT AND COMPENSATION OF SPECIALLY TRAINED OFFICERS (STO) FOR THE PURPOSE OF RESPONDING TO POLICE EMERGENCY SITUATIONS IN ANY AUTHORIZED JURISDICTION PROVIDED FOR IN THIS ORDINANCE AND PROPOSED INTERGOVERNMENT AGREEMENT. THE AGREEMENT FURTHER INCLUDES PROVISION FOR (1) SPECIALLY TRAINED OFFICERS (STO) DEPLOYMENT AND OPERATIONS TO BE CONDUCTED UNDER AN ESTABLISHED UNIFIED COMMAND FOR JURISDICTIONAL PURPOSES, (2) IMPLEMENTATION OF THE STO PROGRAM, AS WELL AS (3) MISCELLANEOUS COMPLIANCE PROVISIONS, MINIMUM TRAINING, FINANCIAL RESPONSIBILITY FOR INDIVIDUAL AND JOINTLY OWNED EQUIPMENT, DEPLOYMENTS AND COMPENSATION, INCIDENT COMMAND, RECORDS, A LIMITED COLLECTIVE BARGAINING WAIVER, EXPANSION OF PARTICIPATING MUNICIPALITIES, WITHDRAWAL FROM THE MUTUAL AID AGREEMENT, AND INDEMNIFICATION PROVISIONS.

WHEREAS, all Municipalities are authorized by the laws of the Commonwealth of Pennsylvania to enter into a joint intergovernmental cooperation agreement for Mutual Police Aid and assistance; and

WHEREAS, the provision of Mutual Police Aid extending across Municipal boundaries promotes the health, safety and welfare of the citizens of the Municipalities; and

WHEREAS, the Borough of Vandergrift and several other Municipalities have determined a need exists for a Mutual Police Aid Agreement in Critical Emergency Response situations for Specially Training Police Officers (STO) in such situations; and

WHEREAS, these Municipalities, with support from the District Attorney of Westmoreland County, desire to provide well-trained Special Tactical Officers (STO) to respond to police emergency situations in jurisdictions where there exists a written Mutual Police Aid Agreement of participating Municipalities; and

CERTIFICATE

I, the undersigned, Secretary of the BOROUGH OF VANDERGRIFT, Westmoreland County, Pennsylvania, do hereby certify that the foregoing and attached is a true and correct copy of an Ordinance of said Municipality which was duly enacted by the affirmative vote of the members of the Governing Body of said Municipality at a regular meeting thereof duly called and held on the 1st day of July, 2019, with said members voting in the following manner:

<u>Members of Council</u>	<u>Vote</u>
Kathleen Chvala, President	<u>Yes</u>
Vern Sciuillo, Vice President	<u>Absent</u>
Lenny Collini	<u>Yes</u>
Christine Wilson	<u>Yes</u>
Casmir Maszgay	<u>Yes</u>
Peter Basile	<u>Yes</u>
James Rametta	<u>Absent</u>

I hereby further certify that proper notices before and after its adoption were duly published, as required by law, in a newspaper of general circulation, published or circulating in the Municipality, and that the same was duly recorded in the Ordinance Book of said Municipality, and that said Ordinance has not been amended, modified or rescinded and is still in full force and effect.

WITNESS my hand and the seal of the BOROUGH OF VANDERGRIFT this 1st day of July, 2019.

BOROUGH OF VANDERGRIFT

BY: Kathleen Chvala
KATHLEEN CHVALA,
President of Council

ATTEST:

Stephen J. DelleDonne (SEAL)
STEPHEN J. DELLEDONNE,
Borough Secretary

ACCEPTED:

BY: Barbara Turiak
BARBARA TURIAC, Mayor

The Secretary declared that motion to adopt Ordinance no. 5-2019 passed with 5 members voting in favor and 2 members absent.

Solicitor Loperfito announced that April Kopas will be leaving her position as executive director of the Westmoreland Landbank. However, he stated that the Washington Avenue Project is still moving forward.

Solicitor Loperfito stated that the Casino Theater Restoration and Management is requesting an extension on their lease with the Borough. He stated that existing lease expires on November 25, 2025. However, the Casino Theater would like the lease to commence of January 1, 2020 and terminate on January 31, 2039, for an additional 20 year period.

A motion was made by Mr. Collini, second by Mr. Basile, to approve the aforementioned request for an extension of the lease between the Borough of Vandergrift and the Casino Theater. Motion carried.

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

UNFINISHED BUSINESS:

A motion was made by Mr. Collini, second by Mr. Maszgay, to award the bid for the Oregon Avenue Street & Drainage Project to Naggy Construction, the low bidder at the reduced cost of \$102,242. 30. Motion carried with Mrs. Wilson abstaining.

NEW BUSINESS:

At this time, Mr. Basile presented a letter of resignation as a member of the Vandergrift Borough Council. (See page 6-A)

A motion was made by Mr. Maszgay, second by Mrs. Wilson, to accept Mr. Basile's letter of resignation. Motion carried with Mr. Collini opposing.

Solicitor Loperfito stated that Council must replace this vacancy within 30 days, and if not, the matter will go before Vacancy Board. He suggested that Council reconvene until July 31, 2019 for the purpose of resolving this vacancy.

RECESS:

A motion was made by Mr. Collini, second by Mr. Maszgay, to recess the meeting until July 31, 2019, beginning at 7:00 pm for the purpose of filling a vacancy on the Vandergrift Borough Council. Motion carried.

The meeting was recessed at 8:15 pm

6-A

To: Kathy Chvala - Vandergrift Council President

From: Peter Basile - Vandergrift Councilman

Subject: Letter of Resignation

Date: July 1, 2019

Kathy,

I am writing to inform you of my resignation from Vandergrift Council, effective immediately. Due to ongoing and continuous health issues, I can no longer serve the people of Vandergrift to the best of my abilities. I have attempted to do the best I can for this town, but I am unable to keep up the pace that I have been going.

My health has been declining for quite some time, which is why I sold my business last year. I have tried to continue to serve the Borough but I am no longer able to do so. I am going to follow my Doctors' orders this time.

I do not wish to keep a seat on Council when it can be better filled with someone who can help the town. I have stayed on for the meeting tonight to follow through with the Vandergrift Pool Grant that I have already applied for. It is my sincere hope this Grant comes to fruition.

Best Wishes to all of Council on your future endeavors.

Respectfully Yours,

Peter L. Basile

BOROUGH OF VANDERGRIFT

JULY 31, 2019

RECESSED MEETING OF JULY 1, 2019

The Council of the Borough of Vandergrift met in the Council Chambers of the Municipal Building at 7:00 pm, with President Chvala presiding.

MEMBERS PRESENT:

Lenny Collini	Vernon Sciallo
Christine Wilson	Kathleen Chvala
Casimer Maszgay	

OTHER OFFICIALS:

Barabara Turiak, Mayor	Stephen J. DelleDonne, Secretary
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President Chvala stated that the purpose of the recessed meeting of July 1, 2019 is to fill the vacancy of Peter Basile.

A motion was made by Mr. Sciallo, second by Mr. Maszgay, to nominate Thomas Holmes to fill the vacancy. Motion carried.

At this time, Mayor Turiak administer the oath of office to Mr. Holmes.

ADJOURMENT:

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

The meeting was adjourned at 7:08 pm.