

**Munhall Borough Council Meeting
Regular Council Meeting
Wednesday, December 17, 2014 – 7:00 PM**

- I. Call to Order – President Lloyd called the meeting to order.**
- II. Pledge of Allegiance – President Lloyd asked Public Works director Robert Biscey to lead the Pledge of Allegiance.**
- III. Preliminary Announcements**
- IV. Roll Call: All of Council was in attendance.**

NOTICE TO PERSONS ADDRESSING COUNCIL

COMMENTS LIMITED TO THREE (3) MINUTES; AVOID REFERENCES TO PERSONALITIES AND PERSONNEL RELATED ISSUES. STATE YOUR NAME AND ADDRESS.

Persons requesting time per prior arrangement to address Council:

1. Ray Kondas: 166 W. Marigold - Mr Kondas feels there is nepotism in Borough politics. He also states that President Lloyd has “cost taxpayers 1 million dollars” since he came into office. He asked him to resign.

President Lloyd thanked him for his comments and concerns and asked for the next speaker.

2. Jim Barca: 1151 Briarly Lane - Mr. Barca is concerned about the new “pole building” on the corner of 9th and Martha street. He asks, “How did it get a permit?” Concerned that the lot was zoned for a home and the pole building puts a “dent” in the residential structure of the neighborhood. States that he doesn’t know what it is going to be used for but it looks that it is being used for commercial use.

Councilman Votedian advised that everything had gone through planning and was approved. Mr. Barca asked for copy of planning. The Code Enforcement officer, Dave Cannon, stated the building permit for 721 E 9th Ave was issued on 12/11/2014. The garage meets all zoning requirements for accessory structure in an R1 area. Again Mr. Barca asked for drawings and Mr. Cannon advised that architectural drawings are not needed for an accessory structure. President Lloyd advised the meeting must move on.

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3. Nick Havrilla: 179 W Larksburg St - Mr. Havrilla wanted to address under Items of Consideration - Number 6 – Motion to appoint _____ as Munhall Borough’s Pension Investment Advisor for the Police and Non-Uniform Pension Plans, effective January 1, 2015. Asking Dan Lloyd to refrain from voting on advisor choice because of possible conflict of interest with Jan Montgomery aka The Bishop Group/Janney.
 - i. 09/13/2013 Invitation to meeting with Jan Montgomery
 - Didn’t attend because meeting not publicly posted and concern for Sunshine Act problems
 - Concern that only Jan Montgomery was invited as possible investor (why not others as well).
 - ii. Recently Munhall Borough issued RFPs and 13 or 14 investment firms responded. Over several meetings, the investment firms were interviewed the lists were narrowed down according to the matrix.
 - Why were they not informed in a formal proposal
 - Jan Montgomery did not provide this information

Mr. Havrilla states that recently Mr. Brennan abstained from voting on an agenda item regarding the sewer authority. And he asked that he do the same this evening.

V. Comments for Agenda Items Only

Donna Dreshman:

Motion 4: Motion to send Munhall representatives to the Allegheny League of Municipalities Bi Annual Legislative Meetings on January 15, 2015 at a cost of \$65 per person.

Q: How many representatives are going?

A: Not sure at this time. Rob Falce says he may be going again but final decision hasn’t been made yet. Rob says he will be paid for by the Allegheny County boroughs association because he is on the Board of Directors

Motion 7 & 8:

Motion 7: Motion to pay the bills for the period November 15, 2014 through December 17, 2014 as in the Monthly Bill List, summarized as follow:

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Administration:	\$ 10,210.96
Police:	\$ 45,394.08
Fire:	\$ 32,324.31
Health&Sanitation	\$ 15,211.45
Public Works	\$ 44,772.51
Recreation	\$ 6,019.13
Miscellaneous:	\$ 287,260.93
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Total	\$ 441,193.37

(*) = \$251,000 annual Pension payment (Act 205); \$23,823 AIM annual loan payment #4 Roof; \$12,437.63 SWIF Monthly payment (Workers Comp).

Motion 8: Motion to approve Payroll for the period of November 8, 2014 through December 18, 2014, as follows:

November 20, 2014:	\$ 117,092.79
December 06, 2014:	\$ 119,386.48
December 18, 2014:	\$ 114,578.72
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Total	\$ 351,057.99

Q: Once these bills are paid, what will our cash balance be?

A: (By Borough Manager Callen) Roughly \$400,000.00

Motion 5: Motion to present the proposed 2015 General Fund Budget for public inspection in Administrative Office and Website from December 18 through December 30, 2015.

Q: If this is going to be proposed and advertised, are we going to see the proper figures as last year there were “erroneous figures”? President Lloyd asked for an example:

Example - 11/26/2013 – Manager Salary \$60K Budgeted – Later made allot more.

A: (per Borough Manager) – All numbers will be proper figures.

Ms. Dreshman asked about the previous budget for legal fees as the original budget set them at \$35,000.00 and they were later much more. President Lloyd said that the budget was changed to \$60,000 to \$65,000 but we ended up in the \$90,000s as we had several lawsuits come to the docket this past year. So we did go over budget this last year for our Legal Fees.

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- VI. Minutes for November 19, 2014 Regular Council Meeting available on December 30, 2014 for review and adoption.
- a. Borough Manager Callan advised that the Secretary had been in a car accident prior to the current meeting and the minutes were unavailable at current time.
- VII. Reports from Borough Officials:

Mayor: Confusion because police have offered pay freeze to assist bringing the budget into balance but they have been turned down. He wanted clarification to make sure everyone was on the same page. He wanted to know if the budget was going to be passed with or without the pay freeze and asked for council to speak up to clarify.

Councilman Falce asked if there was something in writing from the Police showing the offer of the freeze. There was and President Lloyd advised that this had been discussed in the Executive session and had assumed the Mayor was clear on their discussion. The Mayor states that he understood from the meeting that the pay freeze was not going to be part of the balance and not accepted and had since heard otherwise. That the pay freeze would still be out there as an option for three years and wanted clarification.

Mayor moved on to say that this year Light Up Night cost the Borough in total \$516.16 and John Dempster from Jefferson Hospital sent us a check for \$500.00 towards the evening. Thanked everyone for their help with special thanks to Glenn Coles, Dan Boehme and John Casone.

Lastly, the Borough has been contacted the railroad attorneys regarding the east fly over guardrails. He states that it is the Boroughs responsibility to fix them and the railroad is threatening to shut the fly over down until they are fixed. He is working to see if we can get some assistance with the cost of repair. He voiced his frustration in the fact that the Borough ended up owning the fly over in the first place.

Solicitor: Mr. Evashavik stated that his report and other topics were discussed in the Executive session but he did want to mention the current firearms ordinance that mandates residence to report lost/stolen fire arms. He recommends that the ordinance be rescinded because of current events in which the NRA has been filing lawsuits against local governments to challenge whether they had authority for such a mandate. Firearms are regulated by the state of Pennsylvania and this has allowed such groups as the NRA to file suites against local governments who have such ordinances. For this reason he is recommending that we rescind the ordinance and is asking for a motion tonight to do so.

Borough Manager: Gave 2015 Proposed Budget workshop advertisement dates and they were in the Valley Mirror and Daily News and that it had been discussed in the Executive session on this evening. The proposed budget would be posted on the website (if the computer systems are fixed within the building) and in the Borough office, the following day during business hours, for public review.

2013 was a difficult year for the Borough and it carried over into 2014 as well. Several liabilities carried over such as the 2011, 2012 and 2013 audits have been completed and we have been able to secure roughly \$250,000.00 in county sales tax.

Going into 2015 we are working to marginally reduce the Workers Compensation premium from \$430,000.00. And there are around \$80,000.00 in Social Security penalties and \$21,000.00 in for the Department of Revenue to be resolved from previous administration issues.

Proposed 2015 Budget is \$8,315,470.00 and is 4th document as the result of 3 workshops. We are not looking for any Mil increases, layoffs or pay freezes to balance the budget. We will be looking to receive an \$800,000.00 Tax Anticipation Note (which needs to be paid back within the year) and he proposed a garbage fee increase from \$120.00 per year to \$180.00 per year if the household chooses to pay by the end of the first quarter of the year or from \$160.00 to \$220.00 if the household chooses to pay quarterly.

When they began to look at the budget they were looking at a 3 MIL increase, with lay offs of up to 3 people but they received new numbers from the independent financial consultant and the deficits were not so severe. There were still gaps and he purposed the gaps be filled with the increase in garbage fees and the Tax Anticipation Note thus he presented a balanced budget to Council of \$8,315,470.00 which will be available for public inspection and comment during December 30th, 2014 meeting.

Engineer: Looking forward to 2015 for Liquid Fuels

Public Works Supervisor: Advised he submitted his report earlier. Mayor thanked for work done on guardrail done on Main Street.

Police Chief: 552 Calls, 38 Arrest, 52 Citations, Two big boxes filled for Marine Corp Toys for Tots drive and thanked Mr. Orr for filling one of the boxes himself.

Fire Chief: Apologized that his report was late. President Lloyd recognized Chief Pisarcik for all of his years of services with the Borough and the roomed clapped to acknowledge his time in service. He states this will be his last meeting as Chief.

- 33 In town Calls
- 282 Out
- 456 Training Hours
- 92 other Hours
- 7 yr. average of 325 calls for the year
 - 442 for 2014 alone
 - 48% increase
- 3 injuries for year
 - No time lost injuries
 - Forming Safety Committee
 - New Workers Comp for the Fire only

Santa Run will be coming up this next weekend. Wants to have it added to the Facebook page so residence can follow it. We will be working to have it added.

Code Enforcement: Mr. Cannon advised council had his report. He also asked Solicitor Evashavik about the bricks placed in front of businesses during the Beautification Project being removed. He states he has been questioned several times about businesses wanting to remove the bricks as they become slippery during the winter months. Mr. Evashavik states that they can not as they were placed there as part of the Beautification Project and that each business is responsible to maintain the area where the bricks are.

President Lloyd:

- In January 2014 the Borough had \$15,000.00 in the bank and Council didn't know what to do. They passed an ordinance to put out the tax bills early and brought in approximately 2 Million.
- Brought in a CPA firm because of the missing books and records.
- Brought in a professional IT person
- Saw through the transfer to 911
- Enlisted a new auditor and now 2011, 2012 and 2013 are complete and the Borough is now eligible for a Tax Anticipation Note.
- We now require dual signatures on checks
- Now working on Police Pension
 - Had informal meeting to discuss money for investments
 - All departments were invited
 - No one came
- Will start 2015 MMO
 - 330K Police
 - 200K Non Uniform
 - 230K In Aid
 - 300K We have to come up with
- Currently being charged \$72,000.00 in fees to manage Pension Account
 - He will not apologize for making the bank accountable for the fees they charge nor for trying to find other investment firms who would charge less for the same services. Janney Investments was indeed one of those companies and he has "No Affiliation" with them.
- Allowed Solicitor Evashavik to explain Conflict of Interest Law
- Dan will not abstain from vote regarding the Police Pension plan

Pension Advisor Shortlist from Interviews

- CS McKee Investment Manager
- PNC Institutional Investments
- The Bishop Group / Janney

Roll Call vote:

Councilman Ballas - PNC Institutional Investments
Councilman Shields - PNC Institutional Investments
Councilman Votedian - PNC Institutional Investments
Councilman Brennan - The Bishop Group / Janney
Councilman Falce - PNC Institutional Investments
Councilman Inglis - PNC Institutional Investments
Council President Lloyd - The Bishop Group/ Janney

PNC Institutional Investments has been chosen 5 to 2 to hold the Police Pension plan.

VIII. Items for Consideration

1. Motion to enter into a 1 year Agreement with Tervita LLC a Waste Disposal Agreement, current landfill operation for Munhall Borough, at a cost of \$33 per ton, effective January 1, 2015, subject to acceptable contract language between Munhall Borough and Tervita.
 - a. We did not talk to the landfill operator.
 - b. Motion tabled
2. Motion to appoint /reappoint Councilman Brennan and Mayor Bodnar from Borough Council to represent Munhall Borough on the Steel Valley Enterprise Zone Corporation from January 1, 2015 through December 31, 2015. Motion by Councilman Shields. Second by Councilman Inglis.
3. Motion to designate 2 people (not decided this evening) as Munhall representatives to the Allegheny County 66th Annual Boroughs Association Banquet on February 7, 2015 at a cost of \$65 per person. Motion Councilman by Falce. Second by Councilman Votedian
4. Motion to send Munhall representative(s) to the Allegheny League of Municipalities Bi-Annual Legislative Meeting on January 15, 2015 at a cost of \$65 per person. Councilman Brennan said he would be one to go. Motion by Councilman Brennan. Second by Councilman Votedian.

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5. Motion to present the proposed 2015 General Fund Budget for public inspection in Administrative Office and Website from December 18 through December 30, 2014.
6. Motion to appoint PNC Institutional Investments as Munhall Borough's Pension Investment Advisor for the Police and Non Uniform Pension Plans, effective January 1, 2015. Motion by Councilman Inglis. Second by Councilman Falce.
7. Motion to pay the bills for the period November 15, 2014 through December 17, 2014 as in the Monthly Bill List, summarized as follows:

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Motion by Councilman Shields. Second by Councilman Ballas.

8. Motion to approve Payroll for the period of November 8, 2014 through December 18, 2014 as follows:
 - a. November 20, 2014 : \$ 117,092.79
 - b. December 06, 2014: \$ 119,386.48
 - c. December 18, 2014; \$ 114,578.72Total \$ 351,057.99

Motion by Councilman Ballas. Second by Councilman Brennan.

Special Council Meeting to adopt 2015 General Fund Budget, Millage Ordinance and other matters that may come before Council, Tuesday December 30, 2014 at 6:30 pm

A request for motion to adjourn was made.

- Councilman Brennan made the motion
- Councilman Shields second
- Meeting adjourned

