

BOROUGH OF WILMERDING
MINUTES OF THE JUNE 1, 2010 REGULAR MEETING OF COUNCIL

The meeting was called to order by President Stephen Shurgot at 7:3- p.m.

The Pledge of Allegiance was led by the President.

ROLL CALL: MICHAEL TRKULA, present; JAMES FILIA, present; KAREN PETERSON, present; SANDRA SMITH, present; GREGORY JAKUB, present; JOHN THOMAS, present; STEPHEN SHURGOT, present. MAYOR DOMINICK POMPOSELLI was also present.

M. TRKULA / S. SMITH TO ACCEPT THE MINUTES OF THE MAY 11, 2010 MEETING AS PRESENTED. MEMBERS VOTED APPROVAL, 7-0.

MR. S. SHURGOT: before we open up the floor for petitions and memorials, we know most of you, but if you would come up to the podium and state your name and address for the record.

MR. J. CERESA, SPRAGUE STREET: I have two issues that I want to talk about. The first one is a public safety issue and the second one is a three year fight. The first one deals with the way my son has to walk to school and how my mailman has to deliver my mail. You have to be less than two feet tall to walk down my sidewalk because there are wires hanging down and the trees need trimmed. I will pass around some pictures that I took that shows what I am talking about. I know it is not owned by the borough but I pay my taxes and if the street was blocked, no matter where that junk came from, the borough would clean the street. The sidewalks are the same way and it is public safety issue and I would like that addressed as soon as possible.

MR. G. JAKUB: we tried to contact the property owners to clean up their property but we cannot find them. We were up there about two years ago and cleaned it out and we will be up there again to clean it out. I can't promise you that it will be this week but you will be on our priority list. I don't know what we are going to have to rent to cut some of that stuff out.

MR. J. CERESA: the second issue has been a three year battle, and it is the houses next door that are vacant. I have heard that it is not borough property and we can't find the owners and we can't cut it or maybe the school district should cut it. The houses at 14 and 18 Sprague have been vacant for five to seven years. My children have allergies and I have sent them to the doctor at a tremendous expense, for those allergies and I can't keep my windows open because of all the junk and weeds. There are so many different problems with these properties. Have you found any solutions to these problems in the last three years.

MR. S. SHURGOT: we have applied for grant money for demolition of 14 and 18 Sprague Street. Our code office is actively working to try and locate the owners of these properties. All we can do, like Greg said, is take care of the problem for now. We are trying to remedy this situation as best as we can.

MR. M. TRKULA: is there any way that we can get the school district involved.

MR. S. SHURGOT: we can ask them to help us.

MS. S. SMITH: it sounds like the mailman is having difficulty delivering your mail. Is there some way that our guys can go up there and clear up a passage.

BOROUGH OF WILMERDING
MINUTES OF THE JUNE 1, 2010 REGULAR MEETING OF COUNCIL

MR. J. CERESA: my son has to walk to school on the street and I told him not to touch those wires.

MR. S. SHURGOT: have you called the light company. That would be a good place to start.

MR. J. CERESA: no, but that is a good start. I would estimate that it is a good forty-minute job to make an ingress and egress for my son and the mailman.

MR. J. MASON, PAT MEWS DRIVE: we have a problem with that park over there on Avenue U with all the drugs, things going on during the day and after the curfew. There are people using that basket ball court from all over the vicinity that don't belong there. If you take down the basketball hoop you would get rid of some of the problem. We can hear the basketball from four in the afternoon until midnight. I am saying midnight because nobody patrols and the curfew you might as well not even have it. There were about 30 to 40 kids down there one night. I am getting tired of it.

MR. J. PARRISH, AIRBRAKE AVENUE: I am here to complain about a compressor that runs constantly at WABTEC. I called the police the other day and they told me that there is not much they can do. I looked in the ordinances and I didn't see anything pertaining to businesses and noise. That thing runs 24/7 and it is loud. Can Council write a letter to WABTEC concerning this. I think that there is a relief valve that is broken.

MR. M. TRKULA: I was going to talk to our Code Officer but he wasn't in today. I heard it myself and it is loud. Maybe he can go in and talk to them about it.

MR. S. SHURGOT: we will contact the Airbrake and see what they can do.

MRS. M. MEIGHAN, N. VERSAILLES: I grew up on Card Avenue and after my father's passing I acquired some of his property on Card Avenue. I am appalled at some of the properties up there. There is one rental property, which is across from Mr. Slaczka, that is deplorable. I pay my rental license fee and I have had my properties inspected. It seems that this gentleman who owns the property never gets inspections done. I recently had an inspection done and I had paint on an outlet and I had thirty days to fix it. There are people who own property that are not taking care of it and Mr. Miller is not taking them to court. I do what I am supposed to do and it is only fair that everyone should follow the same rules.

MR. S. SHURGOT: I can't speak for the Code Officer and I agree with you that it is a problem. We have been fighting this issue for years, as Mr. Slaczka knows. We will send the Code Officer up there again and follow up.

MRS. M. MEIGHAN: I had thirty days to fix my problem and this owner has thirty months. Have you received anything from Mr. Miller about this property. Did he take him to the Magistrate.

MR. J. FILIA: I spoke with Mr. Miller a week and a half ago and he told me that he has 144 citations going out. For unknown reasons there were never any citations sent out by our previous Code Officers. Council told Mr. Miller to start sending out the citations and we will be holding our own hearings on landlords who are delinquent on their rental licenses or their occupancy permits.

BOROUGH OF WILMERDING
MINUTES OF THE JUNE 1, 2010 REGULAR MEETING OF COUNCIL

MRS. M. MEIGHAN: how long has Mr. Miller had this position.

MR. J. FILIA: about a year.

MRS. M. MEIGHAN: a year and no one has been taken to the Magistrate. That is telling you that I should not pay my fees because nothing will be done to me.

MR. J. FILIA: there was no other Code Enforcement Officer that took anyone to the Magistrate. You can't blame everything on Mr. Miller. This has been going on for years. Now we have someone who will follow our instructions and issue citations. Give us a chance to put this into motion and see what happens.

MR. S. SHURGOT: we had a meeting with the Chief and he is going to provide us copies of any violations that deal with Ordinance 979, which is the landlord ordinance. We are going to try to enforce the three strike rule and we are going to have hearings with the landlords.

MS. A. TUCKER, LYDIA ST.: on Saturday, the 29th, I called the Code Enforcement Officer, Dave Miller, and I want to know what his duties are. He told me that he is not responsible for weeds.

MR. J. FILIA: Dave Miller and Officer Silvis are our code officers and they both write citations. Dave is writing citations for code violations and Officer Silvis is writing them for property maintenance, if I am not mistaken.

CHIEF V. DICENZO: a citation cannot be issued right away. They have so many days to respond to the warning letter that is sent. If they don't respond then a citation is issued.

MR. S. SHURGOT: it is a repetitive problem. We noticed that five days before the deadline they cut the grass.

MS. A. TUCKER: my concern is that neighbors have dogs, people walk their dogs and there are kids playing out in the street. The people who are supposed to move in across the street from me told me that they have pit bulls and the property has never been inspected. They do not have a permit, how can they move in. The dogs can get under the fence and get out and this is a big concern since there are kids up there playing.

MR. S. SHURGOT: they can move in with the dogs because they are not considered a dangerous dog just because of their breed. We don't agree with that but it is a state law. If they have more than two dogs then they have to come down here a register the other dogs and there is a fee for that permit. The next problem, if they move in, and I know that they do have applications in for an inspection. We can stop them from moving in but if they are already in the house we cannot evict them.

MS. A. TUCKER: if they move in at ten at night who do I call.

MR. S. SHURGOT: if you are afraid to call the police then call me and I will get the police there.

MS. A. TUCKER: who is in charge of checking the fence so the dogs don't get out of come in.

BOROUGH OF WILMERDING
MINUTES OF THE JUNE 1, 2010 REGULAR MEETING OF COUNCIL

MR. G. EVASHAVIK: there is no requirement to have a fence if you own a dog. There is no requirement like that in this borough and there is no state law that mandates that. The dogs can not run at large or leave your property without a lease.

MS. A. TUCKER: also at 220 Card, the lady who lived there previously moved out and the occupancy permit was in her name. Her son lives there now and it was never inspected and he did not get an occupancy permit. There are three different families in that house.

MR. G. EVASHAVIK: we can go up and make an inquiry and if they are all relatives and they don't have a rental situation and they are legally entitled to do that. They still have to maintain the property.

MS. A. TUCKER: they put a couch out and it was sitting there for five days. Also, the landlord is not cutting the grass.

MR. G. EVASHAVIK: the landlord might have it in the lease where the tenant has to cut the grass for a rent reduction. Ultimately the burden is still on the landlord.

MR. S. VOLPE, LYDIA STREET: has Council ever talked to the residents out there. Over the course of time the town is going to the dogs. The mailman can't deliver the mail, there are pit bulls running loose and the bottom line is that the property owners are neglecting their property. This town is worse than it has ever been. The grass at 220 Card Avenue, the same for 244 Card Avenue and if you go up to Sprague Street it is the same. You have grass that is three to four feet tall. I was told that for building permits and occupancy permits they were issued by Dave Miller and for high grass and weeds and garbage that it was handled by Officer Silvis. You have two people doing code enforcement and the grass is three feet high. At 244 Card Avenue I understand that someone shot out one of their windows. Also at 220 Card Avenue high grass and weeds and also at 8, 12, 14 and 18 Sprague Street high grass and weeds. Along the wall in the 100 block there is weeds three or four foot high that have never been touched. At 114 Caldwell the grass has never been touched. The corner of Brown and Card there is a fire hydrant that is leaking. On Welsh Avenue there is a four or five foot section that has never been touched by Clara Street that the borough owns. Wall Avenue above the Wilmerding sign there is grass and weeds hanging over the sidewalk, that hasn't been cut. 238, 242, 246, 277, 311, 401, 405, 411 and 413 Welsh all have high grass and weeds. The lots at 412 and 421 Welsh have high grass and weeds. At the end of the street there are some bamboo bushes hanging over onto the street. 418 Westinghouse high grass and weeds. The Odd Fellows Hall high grass and weeds. At 405 Card Avenue there is a dog that barks constantly. I sent in my residential license this past year and I was told the names changes and I needed another inspection. I told them that I got Building Inspection Underwriters to do it. There are people in this town that owe over \$2,000 in residential rental license, over two years worth. They were never taken to the Magistrate.

MR. J. FILIA: they will be now. Dave wrote a 144 citations, more than any of the other Building Inspectors before him. We are trying to take care of the problem that has persisted for a number of years I agree with you and we are trying to address these issues. Officer Silvis is doing the same thing. We need to get the school district involved in this so that they can do their part. We have a lot of vacant properties but we do not have the resources to take care of them, that is why we need to get the school district involved. They have a stake in these properties too.

BOROUGH OF WILMERDING
MINUTES OF THE JUNE 1, 2010 REGULAR MEETING OF COUNCIL

MR. S. VOLPE: I brought this up to a few Council people, there is a lady at Auberle that was willing to send three people out, at no cost, to cut the grass and weeds. We have two people, the Code Officer and a Police Officer, working on property maintenance. They should have never let the grass get two feet high

CHIEF V. DiCENZO: just to clarify this, the Police Officer has other duties to perform just not doing code ordinances. While on her regular shift she still has to answer calls, and patrolling the area. Enforcing the property ordinances is just part of her duties. She does it for Wilmerding and she does it for North Versailles. She can only do what she can do during her regular shift. It takes time, the first step is generating a letter to the property owner and you have to give them thirty days to correct the problem before they can issue a citation. I can't justify working her overtime to do ordinances. It may take some time but she does the job when she has a chance to do it.

MR. S. VOLPE: I am told that any time you have a problem with high grass that you are to contact her.

CHIEF V. DiCENZO: she is just not assigned to do ordinances, there are other duties that she has to do.

MR. S. VOLPE: can Dave Miller cite them for high grass.

MR. S. SHURGOT: we did have a meeting with public safety and we are trying to make some progress.

MR. J. FILIA: Dave only has so many hours to give us and we can only afford so many hours, so we are in a catch 22.

MR. S. VOLPE: I have a question for the Solicitor. Recently a resident came down and complained about their neighbor partying. Would that be a violation of the 979 ordinance.

MR. G. EVASHAVIK: whoever takes the report has to make the determination, if it is reasonable information and if it is creditable information. If that is the case then it will start the process of the 979 conduct violation which would bring notice to the owner.

MR. S. VOLPE: does the police have to do that or can I come down and give them the information.

MR. G. EVASHAVIK: it can be started by someone other than a police call. A citizen can give us the information but we have to make the determination that it is creditable.

MS. K. PETERSON: it seems like this is very repetitious. Maybe we can consider some way next year to budget for more hours in the summer time, or even maybe begin in the spring, so that we can nip this in the bud before it gets out of hand.

MR. J. THOMAS: what Mr. Filia was saying about the citations, I think we should let this thing run its course. Last year we had problems on how things were handled at the Magistrate. When Dave when up and talked to the Magistrate, he followed exactly what the Magistrate said. Let it take its course. The law moves very slowly.

MR. J. FILIA: Wilmerding didn't turn this way over night either, it was a slow process. For those of us who have been here for a long time has seen the changes in the last five years.

BOROUGH OF WILMERDING
MINUTES OF THE JUNE 1, 2010 REGULAR MEETING OF COUNCIL

MRS. P. MARTINCIC, PAT MEWS DRIVE: there is a lot across the street from us that is a disgrace. Every year you have to get that gentleman to cut the grass. Also, I am a dog walker. On April 16th I was attacked by four dogs. The owner left them out of the house to run. One was a collie and two were Weimaraners. In the process I fell over my dog and the man came out and called his dogs in. I called the police and he asked me if I wanted to press charges and I said not right now but I wish you would go talk to them. Those dogs are always out and not on a leash. Isn't there a leash law.

MR. G. EVASHAVIK: the State does not mandate that an animal be on a leash but they have to be under control at all times. The other option is to contact the dog catcher and explain the situation to him.

MRS. P. MARTINCIC: I know several people on that street and they told me that the dogs have jumped on them. I do a lot of walking and I would say that ninety-nine percent of the people are very polite. Can you adopt a leash law.

MR. G. EVASHAVIK: the State has legislative that. We cannot make a law different from what the State has said. When the State makes a law in a certain area that is the law we must follow.

MR. R. DeMUTH, AIRBRAKE AVE: it seems like there is not enough help for code enforcement. I can assist the police department in code enforcement under Act 49. You have my credentials on file and I am certified. If you have a problem put me to work, that is what I am here for.

MR. S. SHURGOT: Mr. Filia, can you set up a meeting with Mr. DeMuth to see what his proposal is.

MR. R. DeMUTH: I am not trying to step on anybody's toes, but as your constable I am here to help.

MRS. B. BRADLEY, LYDIA STREET: is there an ordinance on a curfew for children who are unsupervised and who are walking the streets after 10 pm bouncing a basketball and screaming. I would like to know if there is a curfew and if so is it being enforced.

MR. S. SHURGOT: we have a curfew year around and siren sounds as a fifteen minute warning for the kids to go home. The siren only blows from Memorial Day to Labor Day.

MRS. B. BRADLEY: I was on my porch and I noticed several children out after 10 pm running down the street and I did not notice one police officer on patrol. My other concern is that I have a dog and there is a house on Card Avenue that has pit bulls and it looks like there is a lot of drug activity going on there.

MR. S. SHURGOT: if you see anything suspicious and you are afraid to call the police, call me and I will call them.

MRS. B. BRADLEY: last year there was a little boy who was walking the streets with only a diaper on and it took the police over fifteen minutes to get there.

MR. S. SHURGOT: there could be a case where that could happen. They may have been on a call somewhere else.

BOROUGH OF WILMERDING
MINUTES OF THE JUNE 1, 2010 REGULAR MEETING OF COUNCIL

MRS. B. BRADLEY: what about drug activity.

MR. S. SHURGOT: we keep hearing about this and if you see something call the police. Let them investigate this.

MR. G. JAKUB: we have a crime watch meeting every month and this is what we stress, you have to call the police so they know what is going on.

MRS. B. BRADLEY: is there an loitering ordinance.

MR. G. EVASHAVIK: it is unconstitutional. People are permitted to be in public places unless they are breaking the law by disruptive conduct, blocking the sidewalk, blocking traffic and there are a lot of criminal violations that subject them to arrest. If someone is standing on the sidewalk in a small group and they are minding there own business that is lawful and we can't stop them.

MR. T. FRYDRYCH, WELSH AVENUE: who enforces these ordinances. Mr. Filia told me to notify the Code Enforcement Secretary and she will get letters out. I was told by her that she does not have the authority to send out letters, only the Code Enforcement Officer or Officer Silvis.

MR. J. FILIA: or if a Councilperson instructs her, she works for us.

MR. T. FRYDRYCH: legally, don't they have to see what the violation is. This is what I was told.

MR. S. SHURGOT: she needs to know if it high weeds or exactly what it is. It may be a neighbor that doesn't get along with his neighbor and is reporting something doesn't exist.

MR. T. FRYDRYCH: another question, the garbage ordinance, does it have to be stored in a closed container or a plastic bag.

MR. S. SMITH: it has to be stored in a proper receptacle. It can be a plastic bag if it is sturdy.

MR. T. FRYDRYCH: the problem is that the animals rip the bags open and no one cleans it up.

MR. G. EVASHAVIK: our ordinance states that hard plastic containers with lids are acceptable for storing garbage. There is a provision under Section 104, the standards for storing solid waste. It says disposal plastic bags or sacks are acceptable containers provided the bags are designated for waste disposal. Plastic bags shall have sufficient wall strength to maintain physical integrity when lifted by the top, shall be securely tied at the top and shall have a capacity of not more than thirty gallons and a loaded weight of not more than thirty-five pounds.

MR. P. LIVERATTI, AIRBRAKE AVE: I don't know if you fellows have rode around town lately but you fellows are all code enforcement officers. You have to report what you see.

MR. S. SHURGOT: if I see something I call the code office. I don't know what else we can do because we do not have the resources. Do you have any suggestions on what we can do.

BOROUGH OF WILMERDING
MINUTES OF THE JUNE 1, 2010 REGULAR MEETING OF COUNCIL

MR. P. LIVERATTI: send a notice out. Also, our public works guys were cutting Airbrake Avenue but they don't cut the grass all the way. Go down there and take a look at it.

I park in front of my house on the sidewalk and when the people moved in next door they called the police and told them that I was parking on their property. There is no place to park up there now and I parked there to make an extra space for someone. Am I allowed to park there.

MR. D. GILLILAND: that space belongs to the property owner.

CHIEF V . DICENZO: I am not sure where you are talking about but it is a public street and anyone can park there. If it is private property then you would need the owner's permission. I will have someone check that.

MS. P. WALSH, CALDWELL AVE: I have a question on dogs. What do you do about the people that do not clean up after their dog. Is there a pooper scooper law.

MR. G. EVASHAVIK: there is a law that you cannot leave dog waste laying around.

MS. P. WALSH: is that a dog catcher issue.

MR. G. EVASHAVIK: it is a violation of borough law. You have to call and be willing to identify yourself and leave information that you saw the dog and you know the dog's owner, then that person can be cited.

MR. J. MASON, PAT MEWS DRIVE: there is a girl who walks her dog and that dog goes three times a day on other people's property and does not pick it up.

CORRESPONDENCE

1. the Fire Department would like Council to accept their new member, Kristopher Cattau. A background check and Child Abuse Clearance has been received with acceptable results.

G. JAKUB / J. THOMAS TO ACCEPT KRISTOPHER CATTAU AS A NEW MEMBER OF THE FIRE DEPARTMENT. MEMBERS VOTED APPROVAL, 7-0.

2. received a request from the Fire Department to attend parades within a ten mile radius.

MR. M. TRKULA: also that no children are to ride on the engines.

J. FILIA / K. PETERSON TO GRANT THE FIRE DEPARTMENT PERMISSION TO ATTEND PARADES WITHIN A TEN MILE RADIUS AND NO CHILDREN BE PERMITTED TO RIDE ON ANY OF THE ENGINES. MEMBERS VOTED APPROVAL, 7-0.

BOROUGH OF WILMERDING
MINUTES OF THE JUNE 1, 2010 REGULAR MEETING OF COUNCIL

3. received a letter from COG for the borough to name a dump site for the vector as part of the opt-in agreement and also to indemnify, defend and hold harmless the COG from any and all claims of any nature arising out of dumping at this site.

MR. S. SHURGOT: we will have the property committee find a site for dumping.

G. JAKUB / S. SMITH TO HAVE THE PROPERTY COMMITTEE DESIGNATE A SITE FOR THE DUMPING THAT IS ACCEPTABLE TO BOTH PARTIES AND THAT WE HAVE AN AGREEMENT SIGNED BY BOTH PARTIES. MEMBERS VOTED APPROVAL, 7-0.

COMMITTEE REPORTS

PUBLIC SAFETY - J. FILIA:

1. the EMS responded to 53 calls last month and had 34 transports. Their average response time to emergency calls was 7.5 minutes and to non-emergency calls it was 8.6 minutes

2. the curfew siren was supposed to begin last month but we decided to put it off until after the George Westinghouse Days Festival. The siren will go off starting this Sunday at 9:45 p.m.

CHIEF V. DiCENZO: we responded to 257 calls for the month of May. Four tow tags were issued and this was 100 calls more than the previous month. There are times that we are not notified by the 9-1-1 dispatcher when there is a fire or ambulance call.

PUBLIC WORKS - G. JAKUB:

1. we are going to be setting guidelines on what areas they will be working on a daily basis.

2. we hired two summer helpers to help our crew. You will probably see someone in each of the wards cutting the weeds and grass. If you do not see anyone give me a call.

3. we are going to try and set up a meeting with East McKeesport and Wall to try and work together and share equipment. They may have something that we need and we may have something that they need. Down the road all of the communities are going to be forced to work together. Right now you have the fire departments and ambulances working together.

4. for the public information, we can only go on private property to cut the weeds and grass only if it is a hazard to the public.

ENGINEER - D. GILLILAND:

1. we had a pre-construction meeting on May 28th with PennDOT and the contractor on the Safe Route to Schools Project. Construction is scheduled to begin June 7th and be completed by August 18th.

2. the CD 35 Significant Deficiency Sewer Repair Project contractor has begun work and has 15% of the sites completed. No work will be done around the park this weekend so that it does not interfere with the George Westinghouse Days Festival.

BOROUGH OF WILMERDING
MINUTES OF THE JUNE 1, 2010 REGULAR MEETING OF COUNCIL

3. the CD 35 demolition of the Tonneluka Club has been completed.
4. the following CD 367 pre-apps were filed for Wilmerding Borough:
 - a. catch basin replacements (6)
 - b. Ice Plant Hill retaining wall
 - c. retaining wall replacement for Middle, Sprague and Card.
 - d. demolition of 710 Middle, 428 Airbrake, 715 Airbrake, 14 Sprague, 18 Sprague, 74 Morningside, 409 Orient, 418 Westinghouse and 125 Watkins.
 - e. street reconstruction - Westinghouse from John to Station, Avenue U from Middle to Airbrake, Middle from Patton to Avenue U, and Airbrake from Miller to First.
 - f. Airbrake Avenue walking trail Phase 2. The DCNR Grant for this project expires Dec. 31, 2010 and they have informed us that they will not grant any extensions beyond that date.
5. the Morningside Sewer Repair Project was awarded with one deletion. We found that one of the three sites in this project is already covered by the CD 35 project that is in progress. This reduces the total for this project by \$5,000 to a new total of \$16,310.

UTILITIES - K. PETERSON:

no report.

SOLICITOR - G. EVASHAVIK:

no additional report. We talked about the dog law earlier.

PERSONAL - J. FILIA:

the two new summer hires have passed their drug test. One has already started and the other one will start this Friday.

FINANCE - J. THOMAS:

J. THOMAS / J. FILIA TO PAY ALL THE APPROVED BILLS. MEMBERS VOTED APPROVAL, 7-0.

the Auditor is getting ready to start the audit. He has requested all the information.

MR. J. FILIA: is it possible that any bill under \$100 can be paid immediately instead of waiting a month to pay.

MR. S. SHURGOT: we have guidelines in place since 2008 that the committee chair can spend up to \$100 and the committee up to \$250.

MR. J. FILIA: it seems that all the bills have to come here to get approval.

MR. J. HARTZELL: most of the bills do not come in until the end of the month. We are not really holding any bills. We can't pay them until we get them.

BOROUGH OF WILMERDING
MINUTES OF THE JUNE 1, 2010 REGULAR MEETING OF COUNCIL

MR. S. SHURGOT: usually we have thirty days to pay them.

MR. G. EVASHAVIK: bills have to be approved by Council and a public vote taken to pay them.

BOROUGH PROPERTY - M. TRKULA:

I think we should deed the property, the ballfield at the Y, back to the East Allegheny School District.

MR. G. EVASHAVIK: I was reviewing the deed and the school district gave this property, where the Y is, to the borough back in 1970 with the condition that it be used for municipal and recreational purposes. If it ever ceased to be used for this purpose then it would revert back the school district. We certainly have the right to say that we do not want it any more and give it back. Maybe the school doesn't want it. This is only a suggestion and you tell me what to do. Send a letter to the school district that you don't want it and you can transfer it to the Y.

M. TRKULA / J. THOMAS TO DEED THE PROPERTY BACK TO THE SCHOOL DISTRICT.

ROLL CALL: M. TRKULA, yes; J. FILIA, yes; K. PETERSON, yes; S. SMITH, no; G. JAKUB, no; J. THOMAS, yes; S. SHURGOT, yes. MOTION PASSED TO GIVE THE BALLFIELD BACK TO THE SCHOOL DISTRICT, 5-2.

RECREATION - S. SMITH:

we had about 100 people attend our Memorial Day Services.

our next event will be National Night Out.

the crime watch / town hall meeting is scheduled for Wednesday June 16th at 7 pm at the school.

TAX COLLECTION - J. THOMAS:

bids are out for the Tax Collection Business and we should have a Tax Collector appointed sometime in July or August. People would only have to pay one person on their wage tax.

OLD BUSINESS

None

NEW BUSINESS

J. THOMAS / J. FILIA TO TAKE THE APPROPRIATE MEASURES TO CLOSE THE FRANK AND GEORGE STREET STEPS.

MR. M. TRKULA: do we need to do it legally.

MR. G. EVASHAVIK: you should do it by motion.

BOROUGH OF WILMERDING
MINUTES OF THE JUNE 1, 2010 REGULAR MEETING OF COUNCIL

MR. J. FILIA: we will close and post it. We need to put something like no trespassing or use at your own risk so that we are not liable is someone would get hurt there.

MS. S. SMITH: I am not quite sure of where the steps are.

MR. J. THOMAS: Frank Street is in the woods between Wood Street and Orient Avenue. No one uses it. George Street no one uses it. There is hillside on one side and people's yard on the other.

MEMBERS VOTED APPROVAL TO CLOSE THE STEPS, 7-0.

MR. J. THOMAS: we were discussing canceling our contract with the County and COG on the basketball court project.

J. THOMAS / M. TRKULA TO CANCEL THE GRANT ON THE BASKETBALL COURT PROJECT AT THE BALLFIELD. MEMBERS VOTED APPROVAL, 7-0.

MAYOR'S REMARKS - D. POMPOSELLI:

no remarks at this time.

Meeting adjourned at 9: 15 p.m.