

Borough of Jefferson Hills
Agenda Meeting of Council
August 5, 2020

The agenda meeting of Council was called to order by President Bucy at 7:07 p.m. in the Municipal Center, 925 Old Clairton Road. Following the Pledge of Allegiance, Mayor Cmar and Council Members Ielase, Reynolds, Ruscitto, Sockman, Steffey, Vice President Montgomery and President Bucy answered to roll call. Borough Manager Stinner, Finance Officer Drager, Solicitor Gabriel, Chief Roach, Borough Engineer Glistler, Consulting Engineer Minsterman, and Public Works Director Volpe were also present.

1. Call to Order

2. Pledge of Allegiance

President Bucy announced before we start if someone online or in the audience can't hear someone, to please speak up.

3. Roll Call

4. Borough Resident/Taxpayer Comments

President Bucy stated she has two items and they will be addressed when they come up in the business item on the agenda

5. Motion to approve the monthly bills

6. Motion to approve the monthly payroll

7. Motion to approve minutes of agenda meeting July 8, 2020

8. Motion to approve minutes of regular meeting July 13, 2020

9. Reports from Boards/Commissions

10. Motion to appoint Katie Snodgrass for a vacancy of the Library Board of Directors to finish the term vacated by Debra Klasnic Wesolowski (Term Expiration: 12/31/20)

11. Discussion about ADA compliance fishing pier on Peters Creek

Tom Donohue, 204 Fawn Drive, member of the Environmental Advisory Council (EAC). This is one of the projects we are pursuing. During the pursuit of this, we came across a property owner (Dowling family) willing to donate both sides of the street of their property for free. We obtained pricing on manufactured disability platform and working with Pervaiz Alvi, from the Planning Commission as a Geotech engineer free of charge to see what the geotechnical cost would be since it's a stone bottom creek. We are trying to put some pricing together. We have a few potential donations in the works also. Representative Puskaric told us to come back and talk to him once we get all the costs worked out and they may be able to help us get funding. Also,

Council woman Ruscitto found a potential grant opportunity. The first step would be for the Borough to view and accept the property. I guess there are some concerns about whether a phase one environmental assessment should be done or not. I talked to the Montour Trail Association that also accepted a donation from the Dowling's right next to this property and they have no knowledge of needing a phase one environmental assessment. As far as we know, there has never been a development on this property. Maybe the Borough can consider not doing a phase one environmental study that could cost up to \$3,000. Even if we can't fund the pier it would be a nice spot for the Borough to brand itself as recreation area. It is a highly used area by Borough residents walking and riding bikes and fishing. Spend a little money landscaping down there would go a long way. We are working with the Recreation Board also. Once they accept property then we can move forward with the platform but would need some money spent on the solid engineer costs estimates. The people that use the area now, there is only one major parking lots that can hold 10 cars maximum across from Gill Hall Rd and it's private and up for sale and won't be there in the future and a handicapped spot or two and additional parking can be put in and would make a big difference if this property is sold.

In a phone conversation with Montour Trail Council. One of the members that attended a Harrisburg conference stated they were interested in filling in the gaps with a possible bridge across Route 51. To make it easier for bikes and walkers to cross. I would like ask Council's support if they go forward with this.

Mr. Donohue also stated two residents applied for the Environmental Advisory Council and would like the Council to consider their applications.

Mr. Montgomery stated there is an issue with what they want and what we can do because the topography. The road is too narrow to do a separate walkway. The cost was too high and that's why it wasn't done. Do they have any suggestions on how to address those things? Mr. Donohue stated they did appoint someone on their board to be a Jefferson Hills representative to look into it.

Mr. Montgomery stated the main concern for the fishing pier is flooding and what happened to the metal bridge. Mr. Donohue stated the spot for the pier is right after the Gill Hall bridge is one of the better spots and that the water is already confined and would help. Platform can be lifted and removed if necessary.

Mr. Gabriel stated the title appears to be clean and it's up to the Engineers now.

12. Motion to grant final approval for a final land development SP-3-2020, known as Quality Landscapes Equipment Building, condition to applying to the Allegheny Conservation District NPDES and proper clauses added to the signature page

Mr. Montgomery stated that the stormwater management agreement is also a condition.

13. Motion to award Three Guys Cleaning the Borough janitorial services contract for the years 2020 – 2023

14. Motion to approve Application for Payment No. 3 from Swede Construction Corporation in the amount of \$59,166.47 for the work completed on the Beedle Park Concession Stand (17-GEDF-09) Project
15. Motion to approve Change Order No. 3 from Bioni Drilling, Inc., dated July 29, 2020 to extend the contract completion time of the Andrew Reilly Memorial Park ADA Upgrades – Phase 1 Project from June 30, 2020 to August 31, 2020
16. Motion to approve Application for Payment No. 1 from SHACOG for Bioni Drilling, Inc. in the amount of \$28,602.60 for work completed on the Andrew Reilly Memorial Park ADA Upgrades – Phase 1 Project, subject to the receipt of an invoice from SHACOG
17. Motion to approve Application for Payment No. 10 and Final from Jet Jack, Inc. in the amount of \$57,560.54 for work completed on the Jefferson Hills/West Elizabeth Sewershed Act 537 Plan Capital Improvements Project Contract C subject to approval of the maintenance bond by the Borough Solicitor.
18. Motion to approve the Work Authorization dated July 16, 2020 from Gateway Engineers, Inc. for miscellaneous engineering and consulting services related to the Clairton Sewershed in the amount not to exceed \$10,000.00
19. Motion to approve the Work Authorization dated July 28, 2020 from Gateway Engineers, Inc. to continue preparing the environmental permitting for the proposed Frank Street connection in the amount not to exceed \$15,000.00
20. Motion to recommend to SHACOG the award of a bid to State Pipe Services, Inc. for the Joint Municipal SHACOG O&M Preventative Maintenance – Year 10 Project in the amount of \$83,527.50 with the Borough’s share of \$25,340.00
21. Motion to authorize the execution of an administrative agreement with the South Hills Council of Governments concerning the SHACOG Joint O&M CCTV Inspection and Cleaning Project-Year 10
22. Motion to authorize the execution of an administrative agreement with the South Hills Council of Governments concerning the SHACOG Joint Municipal Sanitary Sewer Lining Project – Year 14
23. Motion to authorize the execution of an administrative agreement with the South Hills Council of Governments concerning the SHACOG Joint O&M Point Repair Project-Year 9
24. Discussion regarding request for vacation of unnamed Alley near Second Avenue and Cherry Street in the Large area

John Thatcher, 604 Gill Hall Road, Professional Engineer and Real Estate agent representing Ned Trbovich Sr., stated Mr. Trbovich owns all the property surrounding this property. This alley way has never been used and has no sewer lines on it. He would like the Borough to abandon it so that he can develop the property someday.

25. Discussion about a possible chicken coup and livestock ordinance

Mrs. Bucy read two public comments:

Elizabeth LaMarco: Thank you so much for the opportunity to send in a public comment for tonight's Borough meeting. My comment pertains to the discussion regarding chicken coops and livestock ordinances. Maintaining and raising chickens and livestock for your family's needs is a very valiant and respected feat. I applaud these families. With that said, there are some important considerations that should be taken into account when considering chickens and livestock in residential areas.

Noise, odor and disease are at the forefront of the discussion. Therefore, we should consider the following points below for optimal community embracement:

- Limit to single family owned dwellings consisting of a minimum acreage and lot size - perhaps over 1-2 acreage, with enough space that an animal enclosure would be located no less than 35-50 feet from a neighboring residence or 25 feet from a neighboring property line.
- Limit amount of chickens and livestock. Perhaps 3-5 chickens in total. Consider prohibiting roosters, pigs, hogs, and goats for noise.
- Requirements for chicken coop height, width and square foot - perhaps, no more than 6-8 feet high, no more than 120 square feet. This would help preserve potential line of sight nuisances for neighbors - maybe also consider placing the burden of responsibility on the chicken owner to properly beautify the outside chicken coop after construction for preservation of neighboring land values. Maybe this could be done with adequate tree or shrub planting.
- Requirement of having an enclosed chicken coop only. Prohibit chickens from running free in a back yard, garages, or porches.
- Requirement of location of chicken coop to backyard.
- Prohibit sales of eggs or livestock.
- Require permits and fees for chicken and livestock owners for disease traceback and regulatory enforcement and maintenance. Fees would help to make the barrier to entry slightly challenging thus weeding out the serious livestock individual from the curious individual.
- Prohibit slaughtering of animals onsite and require proper environmentally friendly waste disposal

The chance to raise and maintain a small family "farm" on your property is a wonderful opportunity for many reasons and at the same time it should not, in any way, negatively affect your surrounding neighbors with unsightly smells, repetitive, nocturnal noise and unwanted disease.

Anonymous – They need to tighten up the ordinance for slaughtering of animals on Washington Drive or other residential properties. For example; Pens are delivered, chickens live in these pens. There are at times multiple chickens in these pens for long periods of time. And in the middle of the night, the residents rather inhumanly break the chicken's feet and boil them alive in a scolding pot of water. This results in screaming. Police are called because many people think a person is experiencing great danger. Other times, it is so disturbing that people cannot sleep.

The second item is, they would like us to consider occupancy limits on residential homes on Washington Drive.

26. Discussion and evaluation of the Gill Hall Volunteer Fire Company Probationary Plan – Phase 1

President Bucy did a power point presentation showing the progress.

- The three goals for all of the Jefferson Hills Fire Depts. are: Close, Confident and Cost efficient, we call it the three C's.
- So far, we have received the roster, we have their addresses and their statuses. And today we received copies of their certifications. We have them right here, we haven't looked at them, but they were turned in. All of that was completed.
- We have five out of eight possible Thursday night training sessions that were attended and recorded. On July 9th, Gill Hall held their own training at their stations, there were six members in attendance. July 16th, they went to the Public Works to review an evaluation of an overturned tractor incident, there were three members in attendance. On July 23rd, Gill Hall went to JHFR and watched a video of live fires and safety precautions when on a car accident scene, there were three members in attendance. On July 30th, JHFR was closed but Gill Hall had their own drill night, and there were seven members in attendance.
- Payments of bills to date, Payment to Eckert & Seaman for having the solicitor ask two questions. Check of \$1560 sent directly to the law firm. Payment of bills for truck maintenance and utility expenses for the month of May, June, and July equals \$9,266.06 given to GHVFC in check payments.
- 1st meeting, June 11, 2020--- introductions, Madra Clay and Floyd Wise mediators, function of the DCED, goals desired to be accomplished, what does each fire station want out of the process. 2nd meeting, June 24, 2020 --- discussion of the legality of fire stations while in operation at a fire and or rescue. Discussion of possibility of the lowest level merger to occur. This would be an operational/equipment merger. Discussion of the liability of firehalls and JH Council in the event of an emergency.
- Comment from Floyd Wise, Battalion Chief of Harrisburg FD. He asked GHVFC, "Are you willing to have key fobs and open your doors to members of JHFR during emergencies, so they can drive trucks to the scene, especially if it was nearby?" The representative from GHVFC said, "No, GHVFC is not willing to give the members of JHFR access to their station, at the advice of their attorney." Then the Chief Wise asked, "Did you get that in writing from your attorney?" and the GHVFC rep said, "I am not sure whether we did...why?" Chief Wise responded, "If there's a fire emergency just two doors away from GHVFC, and a member of JHFR is nearby your station and can't get into that building, and the delay in response time causes a fatality, everyone gets sued. If your attorney ultimately was the one that told GHVFC to deny JHFR driver/member access to your station, and you have it in writing, then that attorney and his or her law firm could very likely be held accountable for the fatality."

- 3rd meeting, July 7, 2020 --- Synopsis of past events, is their desire for conflict resolution and team building skills. How the role of fire companies across PA has changed. 4th meeting, July 14, 2020 --- final meeting. The DCED did not feel that they could aid the three firehalls and JH Council because they were still at an impasse over the accessibility of the station. Mediation is concluded.
- Now we are at a point of possibly entering Phase II. As you can see, many of the conditions have been met. We still have some issues of five out of eight drill nights. But the big thing is for Phase II is that we will be granted access to GHVFC stations. The whole point of that is if someone was if someone was driving past a fire station whether they were at Al's Cone Zone and they wanted to go to JHFR or they were at Elrama Tavern and they wanted to go to Floreffe Fire Hall, or at the GBU and wanted to go to Gill Hall's fire hall. That is our our ultimate goal, we want to have access to all three stations.
- Now I have some additional information for you: It started when Mr. Montgomery asked me to come to a Planning meeting. I went to the Planning meeting to find out about another event on Rt. 51, and there were people there presenting to the Planning Commission their development out at the old Matthew's Bus Garage on Gill Hall Road. I forgot about this until I was driving past there and saw what they were talking about. I called Mike Glistler and asked if he had any phone numbers for these people, that I would like to know what they were going to do with this garage. I got on the phone and I called them and talked to Mrs. Doris Mathews. She stated she just closed on this property yesterday and gave me the number for the new buyer. I called him and asked him about these garages. He told me since it was for the fire department and he was planning to build 150 to 180 homes there over the course of about three to five years that he would very much like to help the fire dept. He said he would be willing to rent that and would start with a one-year lease for \$1.00. I went and looked at the garages. Cleaning and occupancy requirements will be determined if JH Council chooses to use the garage. Owner has also volunteered the use of the other structures on the property to be used in training exercises for fire and burn simulations. Since the October 2019 minutes of Borough Council stated that the JHFR was the official fire protection service of Jefferson Hills, I contacted Brian Chalfant to look at the property. He said they would have to go through paperwork through Allegheny County for a burn permit and may take some time and they can proceed with this. So now, since we have a truck available and this issue is the Gill Hall Fire Hall availability in Phase II, I would like to see the apparatus actually being used. Since obstacle is access and the truck, and this garage is available, I thought we can improve the existing fire protection to the entire Jefferson Hills area, that the following options could be available:
 - Option A. GHVFC moves the 2003 firetruck in the lawsuit into the Matthews Garage. One key for admittance is given to them one is kept in the JH Borough Council Safe. This is a safe and secure facility. JH Council will pay for the insurance to protect the vehicle. GHVFC can then allow access to their fire station via key fobs to JHFR members to have better fire protection for the JH Community
 - Option B. The 2003 firetruck in the lawsuit remains in the garage at GHVFC. The GHVFC pumper truck acquired by federal funds through a FEMA grant by Chief Galas in 2017 be

moved to the Matthews Garage. Key fobs and access is granted to all JH fireman. Therefore, no one unauthorized encounters the 2003 truck and the fire protection in the JH community is improved by quicker response time to the scene. The lawsuit hearing is November 23rd so this is for a limited time period.

- Option C: Mr. Reynolds: If we keep treating Gill Hall differently than the other firehalls, and we keep pushing them until they go to bankruptcy, then they sell the building to the church, close up, and then we are going to be responsible to pay for everything. That's probably plan C. If we keep treating them the way that we are, I would expect that probably Gill Hall Fire Department would be fed up with the way they have been treated the past Council and this Council. That's definitely an option we should be discussing.
- Option D Chief Withers from Floreffe Firehall: Floreffe has a backup engine in my station that we could put in the garage. We have probably five or six guys in that area that could respond with that engine until the hearing has been finalized and a judgement regarding the truck has been given. It's a Class A pumper it's been certified for pumps, ladder, etc. Just this past spring we put a new hose on it and it's ready to go.

Resident stated that the time period should read until the hearing is over since the hearing could be delayed.

Mr. Reynolds commented on Floreffe putting a truck up there, that the original CDC stated we should have five fire companies and we had four at the time and went down to three. So any extra coverage we can get is probably good, but let's be honest here, how much will we really gain? How far away is that garage from Floreffe? Mrs. Steffey stated that doesn't matter, we are talking about people who live in that area who can get there faster than to the Floreffe station and should have access to Gill Hall and does not, so it would be closer to get to there than the Floreffe or 885 stations.

Mr. Reynolds stated the main reason we don't have access to Gill Hall is because of the lawsuit. Gill Hall is not keeping them out for any other reason than that they are being sued. Go back in time and there was a time that Floreffe and Gill Hall had to sue 885 for money they were due and 885 denied them access to their fire hall.

Mr. Sockman stated Gill Hall we have given you options to serve you community and you keep back pedaling until truck issue is settled. That's not important, what's important is you serve you community. Think about what will happen if this lawsuit isn't settled and it affects the insurance of your residents. Think about options available until this is settled. It's nothing more than moving a truck or giving people access so we can get good fire coverage throughout this community.

Mr. Reynolds said council has said repeatedly that if they close it won't have a negative effect on their insurance. We are the ones that continuously look past that and say they are going to keep close. Now you are saying if they close it will have a negative effect on their community. We closed them. They are not keeping them closed. We took them off the run list. They have

been fighting with everything they have. They got more members than Floreffe has ever had in members. Train also.

Mr. Sockman said a 2003 truck is what they are fighting over.

Mr. Reynolds said they want to keep independent and stay as their own organization.

Mrs. Ielase stated that they are trying to get a truck in that area that can be utilized to save time not to degrade anyone. We are not saying it's a cure all, we are looking for temporary solutions to give coverage. We have 3-4 members in that area that would take them 3 minutes to get to that truck.

Mr. Reynolds asked how far Floreffe Fire Hall from Matthews Bus Garage is.

Mrs. Ielase stated that's not the point, we have several members in that area that can get to the bus garage faster than Floreffe.

Mr. Reynolds stated they are not responding to Floreffe station now, but all of a sudden you are telling me they will respond? Be realistic and don't mislead the residents and say this is a cure all for this situation.

Mrs. Ielase stated this is not a cure all, this is a temporary solution until this court hearing resolves things.

Mr. Reynolds stated if you want a cure all, put them back on the run lists like they deserve.

Mr. Reynolds asked to go back to the slide where it's talking about the lawyer. Going down through here, the only reason anyone else is denied access is because of the lawsuit against Gill Hall. Then it talks about the liability. We want to use the liability and talk about if someone has a fatality? Who shut them down? Who put a lock on the door? We did. Shouldn't we have been worried about the liability then? When this Council originally shut them down, Council had the paper from the state telling them that the Peters Creek bridge was going to be shut down and they knew it and they still shut them down. Who was worried about accountability for a fatality then? Mrs. Steffey stated we were not here then. Mr. Reynolds stated it doesn't matter we are here now and have been here for eight months and have done nothing but kick the can further down the road. At some point in time, we need to be held accountable to say instead of working against Gill Hall, everything on that power point is restriction after restriction after restriction and we want them to go out there and volunteer. It's an embarrassment.

President Bucy asked if after all the lawsuits are done, will Gill Hall feel comfortable letting JHFR into their stations. Gill Hall replied that will not be a problem. We want to go on calls. We are qualified and ready for 20 months. That is our problem. We don't want to hear about the truck, that's not the issue.

Brian Chalfant, JHFR Fire Chief, the problem is if they don't show up. If no one shows up and doesn't open the doors, how do they get in to use that truck. Mr. Reynolds asked if Mr.

Lattore was on the truck and the tone drops and there was an 885 guy near the station, would you deny them access to get on the truck with you and go to the fire? He responded no. Mr. Reynolds stated let's use the Cassia fire for an example, all the fireman showed up without equipment or trucks, if they showed up at your station, would you deny them access to your equipment. He replied absolutely not. Mrs. Bucy asked so what you are saying is they should just wait outside the station until you pull the truck out then they can get on the truck? Mr. Lattore stated if they have a key fob, they still won't have equipment. What gear are they going to use?

Mr. Sockman asked what the value was of the truck. Mr. Lattore stated he doesn't want to discuss the truck and we shouldn't be asking that. Mr. Lattore stated it was appraised at \$140,000 two years ago.

Mr. Chalfant to reiterate and agree with Mr. Lattore, we were actually at a 4th of July party several years back when there was a structure fire in the Floreffé district, and we responded to their station and Mr. Florolilli drove a bunch of us to the fire scene. The problem here is if they don't show up that day and no one opens up the doors, how do they get in to get that truck.

Mr. Reynolds stated, let me ask you this, don't you think the most reasonable solution instead of all this stuff that we did, why don't we put in a shift crew guy there.

Mr. Chalfant stated many many years ago when Chief Gallis was chief, I came to this Council meeting and asked for that and Mr. Reynolds you accused me of starting a career fire dept when he was trying to increase the protection. I don't understand what the whole problem is with this ladder truck, but if any truck we should be allowed access to is the ladder truck because we are co-owners. This lawsuit was brought about when the previous Council shut them down and said we no longer recognize them as a fire dept. I sent the email and a certified letter to Mr. Felix. We had to get an attorney for an attorney to go after a truck that we belong too. So right or wrong, we are being locked out of a truck that we are co-owners too. So if we are going to be responding to calls, that's the truck we should be riding on. If they want to say we can't have access to our truck because they furnished all the equipment on it, then someone buck up and put some equipment on it so we can make it work. But right now, a truck is pad locked that we, JHFR are co-owners with and can't use. I didn't want to start this lawsuit, but when previous Council shut them down, we didn't have a choice. We need a legal separation from it. We're merging, if they don't want to come on the merge as part of a legally co-owners of a truck then we need a legal divorce from that truck. That's what the lawsuit is about. We are \$19,000 in the hole right now because of this lawsuit and I just got another \$1,900 bill because the moment Council decided to start paying their legal fees, shortly after that, we got served to dismiss the replenty claim. So now I have to pay an attorney fee to go to the hearing in September then we are going to pay fees again. How much money are we going to keep paying on this whole thing?

Mr. Reynolds asked in regard to the legal fees, I thought we decided we were not paying their legal fees? Mr. Reynolds also asked since they don't do any fundraising, if they were using taxpayer money to pay for their legal fees. Mr. Chalfant stated negative, we have two rental properties. We rent to Mickey Plavchak and D1.

Mrs. Ruscitto asked if we took this antiquated truck, would parties be willing to sell the truck and split the worth between both fire companies what they can get for it? Mr. Chalfant stated no, I would have to take it back to JFR and EMS, but both said no, we went \$20,000 in the hole over this truck. November 23rd is the court case and we will decide what the judge has to say. Mrs. Ruscitto said she understands that, but if it was appraised last year at \$145,000, let's say it's worth \$120,000 now, your getting \$60,000 and they are getting \$60,000.

Mr. Chalfant asked if they opened them back up permanently yet? The last time I saw this thing up here, there was a whole thing they had to go through and if they didn't meet certain criteria, they were going to get shut back down. That's the way I understood it.

Mrs. Ruscitto replied it's a probationary period and according to the beginning of the presentation, they have met what they were supposed to do, it just comes down to this issue of the truck. So I'm thinking to myself, if you sold the truck and split the assess, but parties would have the money. So, if I was married to someone and we both together bought a Porsche and we divorced, we would sell this Porsche and split the cost of the Porsche.

Mr. Chalfant stated that right now they are not a recognized functioning fire dept of the Borough. So for if some reason this Council doesn't open them back up I took a viable fire truck that we could use and we sold it for \$60,000 a piece, now all of a sudden for some reason this Council says we are not going to open them back up. You took \$60,000 that could be used for a down payment on another truck and you gave it away because we are not getting that money back. If Council decides that you are going to open them back up and they are going to run on their own, then we can sell the truck. But until this Council says that, they need off the title.

President Bucy stated that she thinks what Mr. Chalfant is referring to is the minutes of October 14, 2019 where, it was voted on and it was 5-0, Mrs Reynolds and Mr. Weber were absent. Mr. Khalil moved to officially recognize Jefferson Hills Fire & Rescue as a volunteer fire company providing fire services to the citizens of the Borough of Jefferson Hills beginning November 1, 2019 and authorizing the proper Borough officials to undertake any action(s) necessary to effectuate certification. It was voted on and it was 5-0 Mrs Reynolds and Mr. Weber were absent.

Mr. Chalfant stated the previous Council shut them down. We asked for use of the truck until things could be hashed out between Gill Hall and Council. Jefferson Fire Rescue and EMS did not shut them down. In January when the previous Council voted to shut them down, this was when all this started. We had to go after property that we own. They no longer existed. To this day, they are not a recognized dept. If you are going to recognize them in Council and tell them they are going to have a response district, then yes, we would of moved forward with the truck. But, I'm already \$20,000 in the hole and so are they. This money didn't have to be spent. They are fighting over a truck when they aren't even a fire dept in this Borough.

Mrs. Ruscitto stated she thinks they are fighting because they were sued. Mr. Chalfant responded how else are you going to get a truck back you were denied of? Mrs. Ruscitto states she understands that and respects all that he does, but she has friends in other Boroughs that

tried merging and it doesn't always work. Mr. Chalfant stated he is not arguing about them merging, he has no problem if they want to be on their own. I'm not trying to force a merger here. Mrs. Ruscitto stated the logical thing would be to sell the truck and take care of both of the legal fees that have occurred.

Mr. Gabriel wanted to clarify two things. There are two accounts being settled in the court. One is replevin to have JHFR take the vehicle and put it in their name only and the second account is for partition for the vehicle to be sold and the proceeds to be split. The motion was filed by Gill Hall attorney would seek to throw out the first account. If the replevin was taken away, you would still have the partition to have the truck sold and proceeds split.

Mr. Reynolds asked Mr. Chalfant about the 25% and what were you referring too. Mr. Chalfant explained that it used to be 25% to Florefffe, 25% to Gill Hall, 25% to Large and 25% to 885. Then Large and 885 merged and they got 50% with the other two getting 25% because of the geographical areas. Eventually, Council changed it to 1/3, 1/3 and 1/3. Mr. Reynolds stated that with the development in Gill Hall, currently it counts as over 50% of the tax dollars we generate here, so when we sit here and we worry about who is going to be responsible if there is a fatality when over half the road crew, half the police dept and half of everything and we knowingly have shut them down, I would think a Lawyer would be chomping at the bit to get at us since we knowingly shut them down and have denied those residents adequate fire protection. Why not just divorce and we have JHFR and we recognized Gill Hall Fire Dept and we back each other up? Think about the case where Karen and Melissa you were exposed to the COVID Virus at a training. Mrs. Steffey stated we were not exposed. Mr. Chalfant stated if you follow the CDC guidelines you have to be within 6-feet of someone for more than 15 minutes. Mr. Reynolds stated at the training, one of your members there did test positive and what happens if that caused all of JHFR had to close down due to their members getting COVID? We wouldn't have a backup for it. If their shift crews and members were there for the training, what if that spread through all the members there? Then we have a Borough with no plan B no nothing. Mr. Reynolds also asked why the Police were not notified about the member being tested positive. Mr. Chalfant stated because they weren't there. The police didn't notify us when two of their officers were up at the hospital getting tested for being exposed and they didn't let us know. We found out by accident. So, it goes two ways. If I felt their people were in danger, I would have let them know. When I found out, I notified the two Council members and I notified Mr. Felix. So, if you want to open them up, open them up. November 23rd there is a court hearing and it will be done and over with then. But that is not the problem here. It's a truck that could still be used to this day. I can't sell and they can't sell it without our two signatures. So I don't know what everyone is afraid of us using that truck. What am I going to do with it? Put it on a boat and sell it in Mexico? Highjack it? We are co-owners on a truck. If the equipment that's on it was an issue, we could have resolved that issue. But no, we lock the doors and say we can't touch it.

President Bucy stated some people liked the power point and some didn't, but she likes to have the power point to have something to refer too visually. I think that all parties have spoken to what they wanted everyone to hear in a public forum and I think we have a lot to think about as a Council as to what we should do. If anyone wants to see the garage just contact me and I will be glad to show it to you.

Mrs. Steffey stated Gill Hall didn't say much about the options and whether they liked them or not. They may want to discuss them amongst themselves so I feel they should take it to their meeting to discuss it amongst themselves and get back to us.

Mr. Reynolds stated at the end of the day, if they take it back to their officers and here we are at the August meeting, and we will now be into the September meeting and still the residents are denied access to their fire dept.

Mrs. Steffey stated we have a meeting Monday they have an option to call a meeting to discuss it prior to our Monday's meeting. This is more than what the other Council had in line when they shut them down. And yes, Gill Hall has done the steps. We have 12 certification packets out of how many members they have. We are missing certifications for several of their members still. This is an option and they need to decide yes or no. If it's no to both we look at option C. Having a truck at Mathews Garage expands the coverage. Ultimately, I would like to see Gill Hall using that truck also. I'm tired of the history lessons every meeting, it's like ground hog's day. We all want to have fire protection for our residents. We must either decide after we hear back from them. If we do not, the Council needs to decide. We still have a probationary plan that we voted on. Until that plan is completed, we don't have a choice but to go through with the terms. We have to start making decisions as Council and I don't want to keep waiting every month.

Reports

Chief Chalfant

- Will resend the report, didn't realize one of the weeks was cut off.

Engineer Glister reported:

- Nothing to add

Consulting Engineer reported:

- Nothing further to report.

Community Relations reported

- Nothing further to report.

Finance Officer/Treasurer Mr. Drager reported:

- Nothing to add

Public Works Director Mr. Volpe reported:

- Nothing to add

President Bucy received comments that Public works are seen out working more than they have for a long time.

Police Chief Roach reported:

- Nothing to add

Mayor Cmar reported:

- I performed one wedding this month
- Thanked Mr. Gabriel for his help in the 885 truck issue. I really appreciate his state connections on the issue relating to weight limits and speeding. Senator Lovino's office is working with PennDot to remedy this situation.
- I attended the State Mayor's conference via zoom. One of the guest speakers told the conference that an Ordinance on weight and speed on state roads is making it's way through the State Legislators.

Borough Manager Stinner reported:

- Nothing further to report

27. General Business

- Comments of general business items from Borough Residents

Mr. Montgomery noted:

- We have been talking about the National Management Training that all Council members are required to take. That's not going to happen in person. They are offering on Sept 2nd and Dec 2nd from 7:00 p.m.-10:00 p.m. a webinar. There will not be a test and it's about 3 hours long. We have to take this training, or we will not get assistance if there was an emergency situation.

Mr. Sockman noted:

- All of you received a copy from Mr. Volpe information regarding a tantum truck that was eliminated from budget. Mike and I have spent an exceptional amount of time on this last year. Mr. Volpe has researched this and have found several different sources but particularly in the salt budget. By cutting back on the salt we didn't use last year saved over \$60,000. He is asking for us to allow him to a purchase a tantum truck. It would allow him to haul twice as much salt as the 10-ton truck which would allow for. And for the asphalt, it eliminates one truck and driver having to go and get asphalt. I would like to have it put on agenda for Monday

Mrs. Ruscitto noted:

- In an effort to enhance transparency, I would like to remind everyone listening on Zoom or here in person, that I will be available around the corner by library every 3rd Thursday from 6-8:30 for people that don't feel comfortable talking at meeting to discuss their concerns. I will there August 20th for the first one.

Mr. Reynolds noted:

- No comments, just a question. With the Emergency Management will he and Jan have access to the fire hall records for the county. The Mayor has been asking for access for that for a long time. Mr. Reynold wants mayor and himself to have access to the calls. Mr. Chalfant stated Council has to decide who is going to be the allison with the county, not the fire dept. Records were never updated by Council since Mayor Green was involved. Mayor wants app access to the app also. Mr. Chalfant asked why all of a sudden this is a big thing? Mayor Cmar stated she gets asked all the time what is going on and would like to know as Mayor. Mr. Chalfant asked if the Mayor is notified if there is an EMS call or a Police call? Mayor stated no and asked why Mr. Chalfant is always insulting her. I asked for it, I'm the Mayor and that's it. Mr. Chalfant stated he's not insulting her; he's just asking a question.

Mrs. Steffey noted:

- Nothing further to report

Mrs. Ielase noted:

- Nothing further to report

President Bucy noted:

- One thing on computer Natalie Stoffer, my last letter got attention, Mayor Cmar said she would contact me, and she hasn't. I did notice there was a speed meter by Al's Cone Zone but does nothing for the residents where I live. A speed meter by us would be great also. A police car patrolling my stretch of the road would also be great. I live at 1621 and on a blind curve and I offer my driveway for their use. I feel this would reduce accidents and speeding. I have to jump out of the way of speeding cars when I get my mail. Mayor Cmar, I know you are very busy, but I wish you would contact me to discuss further options. I would like someone to follow up so we can get this taken care of sooner than later. Mayor Cmar talked to a resident on 885 several times and I thought you were in contact with her. I will get your contact and call you tomorrow.

Mrs. Steffey noted there was an accident in that spot just now as we speak.

28. Adjournment

President Bucy adjourned the meeting at 8:51 p.m. on motion by Mrs. Ruscito seconded by Mr. Sockman and carried unanimously.

Executive Session: *Personnel, Lawfully Privileged/Confidential, Public Safety Preparedness, Litigation (Jefferson Estates Homeowners Association v. Zokaites Properties et al., Court of Common Pleas of Allegheny County, Docket No. GD-17-011526; Peters Creek Sanitary Authority, et al. v. Clairton Municipal Authority, Court of Common Pleas of Allegheny County, GD-17-017711; AUUE, Inc. v. Borough of Jefferson Hills Zoning Hearing Board, Court of Common Pleas of Allegheny County, SA-19-000748; Levander v. Borough of Jefferson Hills, United States District Court for the Western District of Pennsylvania, 2:19-cv-01629-MJH); PICCO Superfund site- potential litigation involving WESA and Ashland.*

John P. Stinner
Secretary/Borough Manager