

TOWN OF McCANDLESS
MINUTES - COUNCIL'S REGULAR BUSINESS MEETING
DECEMBER 21, 2015 TOWN HALL

CALL TO ORDER

The meeting was called to order at 7:30 p.m. by Vice Chairman Aufman with the following in attendance: Council Members Potter, Krey, Powers, Oliver, LeDonne and McKim; Town Attorney Ries, Town Manager Cordek, Assistant Town Manager Ebner, Police Chief Anderson, Land Use Administrator Betty, Mark Sabina, Public Works Superintendent and Marie Haller, Administrative Assistant.

INVOCATION

The invocation was given by Councilman Oliver and was followed by the Pledge of Allegiance.

RESOLUTION No. 29 of 2015
RECOGNITION – MICHAEL P. CANCELLA
44 YEARS OF SERVICE

Motion was made by Councilman Oliver and seconded by Councilwoman Potter to adopt Resolution No. 29 of the 2015 Series, a resolution recognizing Michael Cancilla for over forty-four years of dedicated service to the Town of McCandless Department of Public Works. A clock was presented to Mr. Cancilla honoring his time working for the town.

Motion was passed unanimously.

RESOLUTION No. 30 of 2015
RECOGNITION - EUGENE A. LERSCH
23 YEARS OF SERVICE

Motion was made by Councilman Oliver and seconded by Councilwoman Powers to adopt Resolution No. 30, a resolution honoring Eugene A. Lersch for twenty-three years of service as a member of the Town of McCandless Planning Commission and an alternate member of the Zoning Hearing Board.

Motion was passed unanimously.

RESOLUTION No. 30 of 2015
RECOGNITION & ASSEMBLY ROOM DEDICATION
ROBERT J. POWERS
42 YEARS OF SERVICE

Motion was made by Councilwoman Potter and seconded by Councilman LeDonne to adopt Resolution No. 31, a resolution honoring Robert J. Powers for nearly forty-two years of exemplary, untiring and unselfish leadership and service to the Town of McCandless, its residents and countless others beyond our boundaries and dedicating the Assembly Room in the McCandless Town Hall to his memory.

Town Council unveiled a bronze plaque to commemorate the dedication of the Town of McCandless Assembly Room in memory of former President Robert J. Powers. A copy was presented to

Councilwoman Joan D. Powers along with a Town flag to honor Mr. Powers' years of dedicated service and contributions to McCandless citizens and our community.

Motion was passed unanimously.

MINUTES APPROVED

Motion was made by Councilman LeDonne and seconded by Councilman Oliver to approve the Council's Regular Business Meeting of November 23, 2015 and Council's Reconvened Business Meeting on December 7, 2015, as submitted to each member of Council.

The motion was passed unanimously.

BILLS APPROVED

Motion was made by Councilwoman Potter and seconded by Councilman McKim to approve all bills on List #12, dated November 24, 2015 through December 21, 2015, totaling \$619,919.00, as submitted to each member of Council and as posted on the bulletin board. The bills were reviewed by Council at this month's Agenda Review meeting and there are no unresolved issues for discussion.

The motion was passed unanimously.

ORDINANCE No. 1453 REAL ESTATE TAX FOR 2016 1.296 MILLS

Move was made by Councilwoman Potter and seconded by Councilman McKim to adopt an ordinance tentatively identified as Ordinance No. 1453, an ordinance setting the Real Estate Tax rate for 2016 and other revenue sources and setting certain appropriations for the 2016 calendar year.

Councilwoman Potter noted the McCandless tax rate is unchanged for 2016 and remains the third lowest municipal tax rate in Allegheny County.

The motion was passed unanimously.

ORDINANCE No. 1454 BUDGET REAPPROPRIATIONS (2015)

Motion was made by Councilwoman Potter and seconded by Councilman LeDonne to adopt an ordinance tentatively identified as Ordinance No. 1454, an ordinance reappropriating certain amounts of money within the General Fund 2015 budget.

Councilwoman Potter stated the reappropriations of certain amounts of money is an action completed annually to maintain a balanced budget. Mr. Ebner clarified 2015 budget items that increased by ten percent or \$5000 (whichever is greater) have been listed in this ordinance according to current requirements. Mr. Ebner also answered questions regarding Council's Fund Balance and Reserves Policy adopted in September of 2015 that complies with Governmental Accounting Standards and

recommended by the Governmental Finance Officers Association (GFOA) as best practice for municipalities. This policy requires the Town maintain unrestricted fund balance in their general fund which includes no less than two months of regular general fund operating revenues or regular general fund operating expenditures.

The motion was passed unanimously.

**RESOLUTION No. 32 of 2015
COMPETITIVE BIDDING**

Motion was made by Councilwoman Potter and seconded by Councilman McKim to adopt Resolution No. 32 of 2015, a resolution establishing the amount when competitive bidding shall not be required for contracts (for labor, material, supplies or services) at \$ 64,111.15.

Council Member Potter reported that this amount is based according to requirements within the Home Rule Charter which states competitive bidding shall not be required for contracts for labor, material, supplies, or services, the annual cost of which shall aggregate less than one-quarter of one percent (1/4%) of the previous year's final budget and the Manager may execute contracts on behalf of the Town involving sums of not more than one-quarter of one percent (1/4%) of the previous year's final budget of the Town in accordance with Town policy stated in the annual budget.

The motion was passed unanimously.

**RESOLUTION No. 33 of 2015
POLICE PENSION PLAN FOR 2016**

Motion was made by Councilwoman Potter and seconded by Councilman McKim to adopt Resolution No. 33 of 2015, a resolution establishing the rate of participant contributions of the Town of McCandless Police Pension Plan for 2016.

The motion was passed unanimously.

**REAPPOINTMENT – MERRILL E. KLINE
McCANDLESS PERSONNEL BOARD**

Motion was made by Councilwoman Potter and seconded by Councilman McKim to reappoint Merrill E. Kline to the Town of McCandless Personnel Board with the term to commence January 1, 2016 and expire December 31, 2018.

The motion was passed unanimously.

**REAPPOINTMENT - CYNTHIA N. POTTER
McCANDLESS INDUSTRIAL DEVELOPMENT AUTHORITY**

Motion was made by Councilman McKim and seconded by Councilman Oliver to reappoint Cynthia N. Potter to the Board of the McCandless Industrial Development Authority with the term to commence on January 1, 2016 and expire on December 31, 2020.

The motion was passed unanimously.

**REAPPOINTMENT – RICHARD C. SCHNUPP
TOWN OF McCANDLESS PLANNING COMMISSION**

Motion was made by Councilman Oliver and seconded by Councilman Krey to reappoint Richard C. Schnupp to the Town of McCandless Planning Commission with the term to commence January 1, 2016 and expire December 31, 2019.

The motion was passed unanimously.

**TOWN OF McCANDLESS PLANNING COMMISSION
APPOINTMENT – BRIAN D. MORETH**

Motion was made by Councilman Oliver and seconded by Councilman Krey to appoint Brian D. Moreth to the Town of McCandless Planning Commission with the term to commence January 1, 2016 and expire December 31, 2019.

The motion was passed unanimously.

**RESOLUTION No. 34 OF 2015
REAPPOINTMENT – RICHARD C. HALLERAN
McCANDLESS ZONING HEARING BOARD**

Motion was made by Councilman Oliver and seconded by Councilman Krey to adopt Resolution No. 34 of the 2015 Series, a resolution reappointing Richard C. Halleran to the Town of McCandless Zoning Hearing Board with the term to commence January 1, 2016 and expire December 31, 2018.

The motion was passed unanimously.

**RESOLUTION No. 35 OF 2015
REAPPOINTMENT – GREGORY P. QUATCHAK
McCANDLESS ZONING HEARING BOARD**

Motion was made by Councilman Oliver and seconded by Councilman Krey to adopt Resolution No. 35 of the 2015 Series, a resolution reappointing Gregory P. Quatchak, P.E. to the Town of McCandless Zoning Hearing Board with the term to commence January 1, 2016 and expire December 31, 2016.

The motion was passed unanimously.

**RESOLUTION No. 36 OF 2015
REAPPOINTMENT – THOMAS L. EDWARDS
McCANDLESS ZONING HEARING BOARD**

Motion was made by Councilman Oliver and seconded by Councilman Krey to adopt Resolution No. 36 of the 2015 Series, a resolution reappointing Thomas L. Edwards as an alternate to the Town of McCandless Zoning Hearing Board with a term to commence on January 1, 2016 and expire December 31, 2018.

The motion was passed unanimously.

RESOLUTION No. 37 OF 2015
APPOINTMENT – D. LAMAR OLIVER
McCANDLESS ZONING HEARING BOARD

Motion as made by Councilwoman Potter and seconded by Councilman Krey to adopt Resolution No. 37 of the 2015 Series, a resolution appointing D. Lamar Oliver as an alternate to the Town of McCandless Zoning Hearing Board with a term to commence on January 1, 2016 and expire December 31, 2016.

The motion was passed unanimously.

ORDINANCE No. 1455
REPEALING ARTICLE 505.04, Sub-Section b (23)
PARKING – APPLE HILL LANE

Motion was made by Councilman Krey and seconded by Councilwoman Potter to adopt an ordinance tentatively identified as Ordinance No. 1455, an ordinance repealing Article 505.04 of the Codified Ordinances, entitled "Parking", subsection (b) (23) which prohibits parking on both sides of the street on Apple Hill Lane, a private road within the Town of McCandless (Ordinance No. 842).

Councilman Krey noted Apple Hill Lane is a private road and the residents requested the "No Parking" signs be removed.

The motion was passed unanimously.

REAPPOINTMENT – PENNY ANN ERBE
McCANDLESS-FRANKLIN PARK AMBULANCE AUTHORITY

Motion was made by Councilman LeDonne and seconded by Councilman Krey to reappoint Penny Ann Erbe to the Board of the McCandless-Franklin Park Ambulance Authority with such appointment to commence January 1, 2016 and expire December 31, 2020.

The motion was passed unanimously.

APPOINTMENT – CYNTHIA N. POTTER
McCANDLESS-FRANKLIN PARK AMBULANCE AUTHORITY

Motion was made by Councilman LeDonne and seconded by Councilman Krey to appoint Cynthia N. Potter to the Board of the McCandless-Franklin Park Ambulance Authority with such appointment to commence January 1, 2016 and expire December 31, 2020.

The motion was passed unanimously.

**RESOLUTION No. 38 of 2015
REAPPOINTMENT – GREGORY P. QUATCHAK
UNIFORM CONSTRUCTION CODE, INTERNATIONAL FIRE CODE,
PROPERTY MAINTENANCE CODE APPEALS BOARD**

Motion was made by Councilman LeDonne and seconded by Councilman Krey to adopt Resolution No. 38 of the 2015 Series, a resolution reappointing Gregory P. Quatchak to the Board of the Uniform Construction Code, International Fire Code, Property Maintenance Code Appeals Board with such appointment to commence January 1, 2016 and expire December 31, 2019.

The motion was passed unanimously.

**RESOLUTION No. 39 of 2015
APPOINTMENT – D. LAMAR OLIVER**

Motion was made by Councilman LeDonne and seconded by Councilman Krey to adopt Resolution No. 39 of the 2015 Series, a resolution appointing D. Lamar Oliver as an alternate to the Board of the Uniform Construction Code, International Fire Code, Property Maintenance Code Appeals Board with such appointment to commence January 1, 2016 and expire December 31, 2019.

The motion was passed unanimously.

**RESOLUTION No. 40 OF 2015
AUTHORIZATION – DRAINAGE FACILITY MAINTENANCE AGREEMENT**

Motion was made by Councilman Oliver and seconded by Councilman Krey to adopt Resolution No. 40, a resolution authorizing the signing of a Drainage Facility Maintenance Agreement for the Route 19/Pine Creek Corridor Project between the Pennsylvania Department of Transportation and the Town of McCandless.

The motion was passed unanimously.

**REAPPOINTMENT – WILLIAM C. KIRK
McCANDLESS TOWNSHIP SANITARY AUTHORITY**

Motion was made by Councilman Oliver and seconded by Councilman Krey to reappoint William C. Kirk to the Board of the McCandless Township Sanitary Authority with the term to commence on January 1, 2016 and expire on December 31, 2020.

The motion was passed unanimously.

**ACKNOWLEDGEMENT
POLICE PENSION FUND
MINIMUM MUNICIPAL OBLIGATION (Revised)**

Town Manager Cordek acknowledged receipt of the revised Minimum Municipal Obligation (MMO) of the Town Pension Plans. This is an annual calculation of the amount needed to fund the Police, non-uniformed and administrative staff pension plans. The Town with state aid fully funds this plan; there was no vote taken/required.

**RESOLUTION No. 41 OF 2015
HONORING – CYNTHIA N. POTTER
12 YEARS OF SERVICE**

Motion was made by Councilman Oliver and seconded by Councilwoman Powers to adopt Resolution No. 41 of the 2015 Series, a resolution honoring Cynthia N. Potter for twelve years of dedicated and outstanding service to the Town of McCandless and its residents as a member of Town Council.

The motion was passed unanimously.

**RESOLUTION No. 42 OF 2015
HONORING – D. LAMAR OLIVER
10+ YEARS OF SERVICE**

Motion was made by Councilman LeDonne and seconded by Councilwoman Potter to adopt Resolution No. 42 of the 2015 Series, a resolution honoring D. Lamar Oliver for more than ten and one-half years of dedicated and outstanding service to the Town of McCandless and its residents as a member of Town Council.

The motion was passed unanimously.

**RESOLUTION No. 43 OF 2015
HONORING – ROGER H. KREY
9+ YEARS OF SERVICES**

Motion was made by Councilman McKim and seconded by Councilwoman Potter to adopt Resolution No. 43 of the 2015 Series, a resolution honoring Roger H. Krey for over nine years of dedicated and outstanding service to the Town of McCandless and its residents as a member of Town Council.

The motion was passed unanimously.

CITIZENS' SUGGESTION AND COMMENTS

Georgiana Likar, 10150 Grubbs Road, referred to a newspaper article pertaining to the Pennsylvania State budget impasse and its effect on social services, particularly the impact upon the Allegheny Land Trust's budget. She asked if the results of the environmental testing had been received and if reports received will be made available to the public. Town Manager Cordek commented that a letter has been sent to Rave to request an extension to allow an opportunity for additional testing. He noted the letter also states Rave will be responsible for any remediation required. He mentioned that a response from Rave is pending and the project would proceed if the extension is granted and positive results of testing are received.

Mark Donatelli, 9753 Griffith Road, asked questions regarding eminent domain and suggested the Town consider declare eminent domain on the property under agreement for the Walmart Development. Town Manager Cordek pointed out that eminent domain may only be considered for a public purpose and the property is currently under a sales agreement. Town Attorney Ries also noted that eminent domain requires full compensation.

ADJOURNMENT

Motion was made by Councilman Oliver to adjourn the meeting. The motion was seconded by Councilman McKim and passed unanimously. The meeting adjourned at 8:44 p.m.

Respectfully submitted,



Tobias M. Cordek
Town Manager

/mah