Agenda for Trafford Borough Council Meeting
December 6th, 2022

1. Call to Order

2. Moment of Silence & Pledge of Allegiance

3. Roll Call

   Council present: Councilmember Batzel, Councilmember Bayko, Councilmember Cardiff, Councilmember Cole, Councilmember Corrales, Councilmember Perovich, Councilmember Shoub.

   Other staff present: Mayor Llewellyn, Solicitor Craig Alexander, Borough Manager Jaime Peticca, Borough Secretary Nina Mulnix, Engineer Don Glenn,

4. Notice of Executive Session held December 6th, 2022, for matters of personnel and litigation.

5. Approve the November 1st, 2022, Regular Council Meeting minutes.
   a. Motion: Councilmember Cole
   b. Second: Councilmember Perovich
   c. Discussion- No discussion
   d. Vote: 8, 0

6. Approve the November 2022 expense voucher list.
   a. Motion: Councilmember Cole
   b. Second: Councilmember Perovich
   c. Discussion- No discussion
   d. Vote: 8, 0

7. **Guest: Scenic Pittsburgh** to discuss the updates for Comprehensive Plan and Zoning

   Ms. Kate Angel and Mr. Dave Denko provided a slideshow presentation to the council and the public to demonstrate the purpose of their company Scenic Pittsburgh and the benefits to the borough.

8. Public Comment
   a. Public Comment for all matters which the public has concern. No public comment or questions on agenda items will be received after this point.
   b. Public comment for motions not listed on the agenda will be received when called for
   c. Borough Response

Dolores Sutton (601 Brinton Ave)- Would like to have answers regarding a police incident that took place in the borough in October and what is the curfew in Trafford.

Mayor Llewellyn responded regarding the police incident. It is still unresolved, and is an ongoing investigation.

Councilmember Corrales responded to the curfew for Trafford borough. Curfew is from 11pm-6am for anyone under the age of seventeen.

Theresa Severino (317 E Edgewood Ave)- Is inquiring about the specifics of the current litigation with the VFD.

Councilmember Cardiff replied- the VFD litigation is an item to discuss on the agenda, we will address concerns at that time.

Steve Skalka (5 Maple St)- Following up to an email communication sent to all councilmembers regarding a parking issue on Bluff Street with a neighboring resident. The concern is the numerous cars parked on the street taking up those spaces for anyone else. Mr. Skalka and other concerned residents are asking for a resolution.

Councilmember Corrales stated- this is something that all of council will need to discuss and research by visiting the street and looking into these issues.

Manager Peticca replied- the original concerns were that the individual was parking on the one side of the street with said cars. Code enforcement was sent to investigate, and it was found according to our ordinances the individual was not in violation. We also found that there has always been no parking on that side of Bluff Street in our ordinances-it was just merely being enforced that is why the no parking signs were placed. If there is ever a situation where you feel unsafe you are urged to call 911. The borough will further investigate the narrowing of the street because of the parked cars.

Sidenote- some further comment broke out after council's response by the concerned residents.

Solicitor Alexander stated this will be something ongoing that council will have to investigate and come up with a creative resolution. The borough will do everything in their power to assist and help the situation.

Mark Horgas (132 7th Street Ext)- Gave a thank you to the borough and public works for the speed limit signs being placed around his residence. Speeding is still an issue and would like to see it addressed. Mr. Horgas shared a situation that took place in June with a fallen tree that disrupted power service a few months ago- there are additional trees that are old and in distress of falling and need removed along State Route 136. Would also like to have some follow up with a neighbor and the display of junk on his property.

Mayor Llewellyn stated- a speed study can be conducted.

Manager Peticca responded- The tree maintenance would be a Penn Dot responsibility or a homeowners responsibility depending on the location according to the tax map. The neighboring property concerns is something code enforcement can re-investigate, however code is not allowed on the personal property so that limits what we can do.

Mark Horgas- made a further comment- That property is in violation of ordinance 1 of 2001. Unregistered vehicles, unlicensed vehicles and inoperable vehicles. That is what the neighbor has on his property. It's visible from the road and across the street. There is constant welding and repair work being completed on these vehicles. The property is zoned R-1. It's really becoming a nuisance.

Manager Peticca- all further concerns with this property will be addressed with code enforcement.

Logan Irdi (234 E Fairmont Ave)- Would like to address the status and next step for the request of a skatepark in the borough. Would like some feedback from the council to proceed.

Manager Peticca replied- Ms. Byers was waiting for further information gathered regarding the Tony Hawk Fund to proceed. There can be a more private meeting scheduled to discuss this further.

Charlsie Dubbs (167 Stewart Street)- Addressing issues with a neighbor who is verbally harassing us. Would like to propose some type of ordinance to prevent all the cars being parked on the street. It is creating a situation where emergency vehicles can't get through. Mrs. Dubbs is asking all the council to assist in a resolution.

Councilmember Cardiff responded- we already discussed these concerns above.

Dan Juliussen (221 Ridgecrest Court) – There is a letter sent to the homeowners of Ridgecrest Court that have unresolved issues regarding development including winter road maintenance. Mr. Juliussen is concerned from a safety standpoint for all emergency vehicles and others to access the street. He stated any issues with the builder/developer the borough should take the appropriate measures to enforce the agreement. Mr. Juliussen is requesting a commitment from the borough to maintain snow removal while the dispute is resolved. The second concern is the unfinished paving project in our development. The residents are asking the borough to hold the appropriate parties responsible for the deterioration of the road and complete all road work repairs. The third concern is the status of the sewer maintenance agreement. There is a disagreement over the sewage access point, and has the borough taken over each individual homeowner clean out. Mr. Juliussen asked for a discussion meeting to take place at another time regarding the retention pond and its long-term ownership.

Solicitor Alexander responded to the winter road maintenance concern. The streets in the development are private streets, and until they become public streets the borough does not have that responsibility to pave them or plow them. The responsibility goes to Entech, Maronda, or The Homeowners Association. That is why the letter was provided to you so you could ask those parties for clarification. The borough cannot take ownership until those unresolved issues are resolved.

Side comment made- The streets were public streets last year and were plowed.

Solicitor Alexander replied- Most communities do not plow undeveloped streets until the roads are accepted. They were plowed last year as a courtesy with the understanding that things were going to be completed as set forth.

Manager Peticca advised- the residents should reach out to Janet Lucas with the Homeowners Association for guidance. There is an operation and maintenance agreement that the borough needs to adhere to.

Councilmember Cardiff commented- that any further discussion on these concerns needs to be held at another time in a separate meeting. The borough can also address the retention pond and street paving concerns all at one time.

9. Report from Borough Engineer, Glenn Engineering
    a. Report submitted- Mr. Glenn wanted to go on record to say that he never encouraged a statement that streets are paved before houses are developed.
    b. Public comment on Mr. Glenn's report- Councilmember Perovich asked about Jackson
    c. Glenn Engineering dismissed from meeting

10. Mayor's Report- Mayor Llewellyn read the November Police Report to Council and the public.

11. Committee Reports
    a. Community & Economic Development (Chair Steve Perovich/Co-chair Justin Batzel)- **Councilmember Perovich thanked Scenic Pittsburgh for their presentation. The wall in the borough parking lot with the Westmoreland Wings now has a background to them. A nice thank you to Councilmember Bayko for being a motivator and finding a contributor in St.**

Marks Church. The Twinkle Tour looked to be a success, with lots of business involvement. Thanks to everyone involved.

b. General Government & Finance (Chair Pat Bayko/Co-chair Chris Corrales)
Councilmember Bayko stated- we are making a motion to approve the 2023 budget

c. Parks & Recreation (Chair Justin Batzel/Co-chair Steve Perovich)
Councilmember Batzel stated- The last recreation board meeting it was recommended to replace the life boxes at the BY park. The holiday decorating contest is being held on December 15th, at 6pm.

d. Planning, Property, & Ordinances (Chair Casey Shoub/Co-chair Zack Cole)
Councilmember Shoub read code enforcement's November report to council and the public, and Adam Hlad had one Commercial Occupancy Permit issued.
Manager Peticca added- Danielle from Century 21 asked that I publicly thank Andrea for all her hard work and dedication with some code issues that got resolved.

e. Public Safety (Chair Chris Corrales/Co-chair Pat Bayko)
Councilmember Corrales thanked- all our public emergency services for all their hard work this year. Look forward to the upcoming year and have a safe holiday.

f. Public Works & Sanitation (Chair Zack Cole/Co-chair Casey Shoub)
Councilmember Cole stated- There is nothing to report.

g. Junior Council Person (JCP) Report-
Miss Moroca read her November report to council and the public. Her rotation this month was with code enforcement.

h. President Kris Cardiff
Thanked everyone present for all their efforts and work through the year. There are some new staff onboard and we are looking forward to what we can accomplish in the upcoming year.

12. Approve **Resolution 6-2022** Fixing the Tax Rate for year 2023
    a. Motion: Councilmember Shoub
    b. Second: Councilmember Corrales
    c. Discussion- Manager Peticca mentioned this is the tax rate for general purposes to the sum of 28.5 mills on each assessed dollar of assessed evaluation and 3 mills on each assessed dollar of assessed debt service. The total tax rate for the borough of 31.5 mills, no change from last year. Councilmember Cardiff- added the tax rate stays the same as it has for several years now.
    d. Vote: 8, 0

13. Motion to approve the **2023 General and Sewage Funds Budgets**
    a. Motion: Councilmember Bayko
    b. Second: Councilmember Shoub
    c. Discussion- No discussion
    d. Vote: 8, 0

14. Motion to approve and advertise the 2023 Meeting and Discussion Dates (see attached)
    a. Motion: Councilmember Cole
    b. Second: Councilmember Shoub
    c. Discussion- Councilmember Cardiff commented that the dates will be posted on the website in the next few days. The first meeting is January will be on the 10th instead of the 3rd because of the New Year holiday.
    d. Vote: 8, 0

15. Motion to approve **Crespo's Wildlife Contract** for 3 years at $8,236.00 per year from January 1st, 2023, an ending December 31st, 2025.
    a. Motion: Councilmember Shoub

b. Second: Councilmember Perovich
c. Discussion- Manager Peticca spoke that this company comes highly recommended, and the borough has pursued every option to remove the geese problem at the parks. We want to make our parks as beautiful as we can. Crespo's wildlife has a multi-faceted approach to remove the geese from the area.
d. Vote: 8, 0

16. Motion to approve the updated Employee Handbook
    a. Motion: Councilmember Corrales
    b. Second: Councilmember Bayko
    c. Discussion- No discussion
    d. Vote: 8, 0

New Business

- Discussion and possible action to adjust the borough fee schedule

Councilmember Cardiff asked if there is any additional input than what has been proposed in previous discussions.

The borough is currently charging any amusement device an annual fee of $350.00 and an additional fee of $150.00 for each device. Any non-gambling device such as a jukebox is charged $150.00. The current proposal made by Councilmember Cardiff is to decrease the fees to $50.00 for those devices, as the businesses do not make much profit on these devices with the change of time and technology. The fee for the gambling devices would stay the same at a fee of $350.00. There is a suggestion to eliminate the annual fee of $350.00.

Councilmember Bayko offered some feedback. As budget preparations took place this revenue counts as income to the borough. This income aids in the payroll of code enforcement and other obligations. If the machines don't make the businesses revenue, then why do they have them? The opinion is to disagree with any decreases that generate income.

Councilmember Corrales agrees to waive the blanket fee- (lets call that the annual operating licensing fee).

Councilmember Batzel- agrees with Councilmember Cardiff's proposal.

There is a motion on the floor to eliminate the Annual Operator Licensing Fee of $350.00.

a. Motion: Councilmember Cole
b. Second: Councilmember Shoub
c. Discussion: No discussion
d. Vote: 5, 2

Discussion about Beverage Service in Manchester Room.

The current beverage service pricing is costing the borough money to supply a variety of sodas to those purchasing this service. As the review of the budget was being conducted it was suggested that the rate per person be increased to $3.50 vs the current rate of $1.50. It was also suggested that we review the service contract to make any necessary changes or cutbacks.

There is a Motion on the floor to set the rate of the beverage service fee of $3.50 per person.

a. Councilmember Shoub

b. Councilmember Cole
c. Discussion- No discussion
d. Vote: 8, 0

- Discussion on hiring Scenic Pittsburgh to update the borough's comprehensive plan and zoning for $10,000.00

Manager Peticca- The last comprehensive plan that was done didn't cover zoning cost the borough $40,000.

There is a motion on the floor that Trafford Borough will hire Scenic Pittsburgh to update the comprehensive plan and cover Zoning at a cost of $10,000.00.

a. Motion: Councilmember Perovich
b. Second: Councilmember Bayko
c. Discussion: No discussion
d. Vote: 8, 0

- Discussion to purchase a Bobcat or similar product skid loader for Public Works

Manager Peticca: The current quote for a new skid loader the one that is the best product for our dollar is $39,212.00 from Bobcat. The machinery is a small articulated loader with a dirt bucket and fork frame. There is trade in value for our current machine. The cost of the machine has been budgeted for. The trade in value that is been given is 5,000.00 bring the cost to purchase the machine at $34,212.68.

There is a motion on the floor to purchase a skid loader from Bobcat in the amount of $34,212.68.

a. Motion: Councilmember Cole
b. Second: Councilmember Shoub
c. Discussion- No discussion
d. Vote: 8, 0

- VFD litigation

Solicitor Alexander started off stating that it isn't common to comment on ongoing litigation, however this litigation involves another public entity and council expressed the need to be transparent to all the constituents. The borough needs to make a public comment regarding the litigation. A couple of years ago the VFD initiated a lawsuit against the borough over usable space they believe belongs to them. The fire company decided they didn't want to lose any space they've been occupying so the lawsuit was initiated. The borough responded with a counter claim because the fire company moved the ambulance service to the borough building without consulting or receiving borough approval. The TEMS building where the ambulance service was conducted became vacant and has since been rented out for significantly large monthly income. The VFD is using the borough space for the ambulance service which wasn't established as a fire company item when the building was first constructed. During the pandemic no forward progress was made with the courts until last year. The borough was placed on the docket and met in front of Harry Smail Jr. The judge felt that it was in the best interest of all parties to mediate to a resolution. After the first mediation the borough didn't feel the outcome was as productive as it could have been. One of the proposals was to move the police department to the TEMS building and have the borough pay the utilities and any other fees rather than the ambulance service return to that location and not pay any fees as they are doing right now. That didn't seem like a viable offer.
There is a second mediation in front of Judge Smail on January 18th, 2023. Council is very hopeful that more progress will occur. The borough has set forth an offer that includes 2 bays and 2 of the 4 bunk rooms upstairs, and the VFD to obtain the rest. The borough would be satisfied with 1 bay if it resolves the litigation. During

the next mediation if an agreement cannot be reached the only option is for this to go to trial. These are taxpayers' dollars that are at risk and its taxpayers' money that is being used.

15. Old Business- No old business to discuss.

17. Adjournment
    a. Announce the next regular council meeting for Tuesday, January 10th, 2023 at 7:00 p.m. in Council Chambers. Discussion Meeting will be held on February 21st,2023 at 6:30 PM.
    b. Move to adjourn: Councilmember Shoub
    c. Second: Councilmember Cole
    d. Discussion- No discussion
    e. Vote: 8, 0

2023 Council Meeting Dates:

January 10th
February 7th
March 7th
April 4th
May 2nd
June 6th
July 11th
August 1st
September 5th
October 3rd
November 7th
December 5th

2023 Discussion Meeting Dates:
February 21st
April 18th
September 19th
November 21st

Respectfully submitted
Nina M Mulnix