

December 9th, 2024

Meeting Minutes

Call to order at 6:24 on Monday December 9th, 2024. Mr. Steve Eby, Mrs. Charity Colebank, Mr. Mikey Siwula, Mr. Don Stansak, Mrs. Stacey Coffman, Mrs. Amy Baker, Mrs. Mary Yeager, Mayor Chuck King, Mrs. Mary Robson were all in attendance. Mr. Andy Pinskey, Mr. Caden Coppetti, and Mr. Matt Chronowski are not in attendance. Mr. Gary Falatovich attended via phone call. We have a quorum.

Mayor Chuck King swore in Officer Clay Berkebile and Officer Lance Carleton, the newest members of the Scottsdale Police Department.

Approval of Payroll: A motion made by Mr. Mickey Siwula and was seconded by Mrs. Mary Robson to approve payroll. Any questions on the motion? All in favor, none opposed, motion carries.

Approval of the bills and late bills: A motion was made by Mrs. Mary Robson and seconded by Mrs. Charity Colebank to approve the bills and late bills. All in favor, none opposed, motion carries.

Action items- Old Business: The first item is the budget. Mrs. Stacey Coffman explained that after going through a review, using the budget she had to come up with, considering we couldn't utilize the 2022 and 2023 numbers due to QuickBooks having issues. She worked off of the 2024 numbers and the actuals, so the budget in your packets will be the final one. She recommended we cash out the CD that matured on December 6, 2024, as well as move \$350,000 from the Money Market account to the General Fund. This will ensure we are financially solid starting into the First quarter. Mr. Don Stansak took a moment to thank Angelo Palone for sitting down with Stacey and going over this.

The question was asked if the problem between the computers was fixed. Ford has started to come in and install the software, but they won't have it completely up and running until around mid-January. When Ford gets the server set up, we'll be able to get one QuickBooks license, which saves money. It will save us close to \$1,200 a year and we'll have customer service right in Connellsville.

A motion was made by Mr. Mickey Siwula to accept the budget, seconded by Mrs. Charity Colebank. Mr. Donald Stansak stated a roll call vote would be taken. Mrs. Charity Colebank-Yes, Mr. Mickey Siwula-Yes, Mr. Donald Stansak-Yes, Mrs. Mary Yeager-yes, Mrs. Mary Robson-Yes. That brings the total to 5 yes votes, none opposed, motion carries.

Pay App for Fiscal Year: This was tabled last month. The payout for the fiscal year of 2024 application for CDBG comes out of the eighteen percent administration costs, so they will do the drawdown for that payment. A motion was made by Mrs. Charity Colebank and seconded by Mrs. Mary Robson. All in

favor, none opposed, motion carries.

General Government: Liquor license resolution-Gary Falatovich: There was a public hearing for the request of Greystone LLC to transfer the liquor license to their premises in Scottdale. The resolution approves this, subject to them obtaining LCB approval for the transfer of the liquor license from the location in New Kensington to the Greystone Manor property in Scottdale. A reimbursement will also be made to the Borough of all cost expenses and fees incurred in the preparation of the resolution in the public hearing. The resolution is available to be approved by Council. A motion was made by Mrs. Mary Robson and was seconded by Mrs. Mary Yeager. All in favor, none opposed, motion carries.

Cintas AED Services: Cintas currently comes out and services our AED, which we own outright. We have the ZOL 3, and starting in January, they're going to discontinue servicing our AED because we don't have a lease agreement with them. They're asking us to consider a 12-month agreement, which would run \$60 a month. They'll come out and service the AED however, the battery packs and adult pads for the electric shock part are not included in that cost. When the battery dies, we will be responsible for purchasing those. The costs are in the packet. The battery pack itself is \$463.48, the pads for the Zoll are \$480.80. The monthly maintenance that they're requesting is \$60 a month, or a 36-month agreement at \$140 a month which will include battery and pad replacement when needed. We still have another year left on our battery as of the last date when they checked it. We just need to decide whether we're going to continue to have them service it or take the liability risk. If we have it and we have to use it and it's faulty then the liability comes back to the Borough. We currently pay them \$40 every two months to come out and service it but that will be discontinued beginning in January. This topic will be tabled until we can investigate this further.

Mechanical Devices/Video gaming-Mrs. Mary Yeager brought this up at the General Government meeting earlier this month. The issue is not with gaming in places like the Moose or the Elks, but in places like Sunoco or the gas station ParMar. The reason being, places like the Elks, Wishes and other bars have rules on minors being at the bar or even in the bar. However, there are no rules for Sunoco, ParMar or any other gas stations and she would like to see them removed. If removing them would not be approved, we can tax them 10% per the law. That is allowable to tax 10% on the profits. Mr. Donald Stansak asked the question, if we go after the Sunoco, the Marathon, and establishments like that, but we don't go after the clubs and bars will that create an issue? Mr. Gary Falatovich answered, "I took a quick look, and it appears that these types of machines are in a state of flux from a legal perspective. In 2023, the Commonwealth Court ruled that these types of machines are what they are calling skill-type games, and as such, they are not gambling. So, you can't regulate them, or you can't treat them like gambling devices or gambling machines, so you can't compel their removal from any of these locations at this point in time. The legislature is trying to introduce legislation to regulate them to some extent, essentially under the same principles that Mary brought up. There's a big move in the Commonwealth and the legislature to do something to resolve those issues. Also, in June of this past year, the Supreme Court decided

that they were going to take up the appeal from the Commonwealth Court's decision. At this point in time, the only thing I can tell you is, we know that they are legal, and we know that there's nothing we can do to remove them. The Commonwealth is supposed to be considering legislation that would authorize the taxing of these types of machines right now. We are permitted to do that under Act 511 and it's based on the gross receipts of the income. We currently have a fee right now for them to have these machines." Mr. Gary Falatovich stated. "It's my understanding under Act 511 that the taxes that are imposed, and I'll double check this, they are a flat tax and not necessarily an income tax on these types of devices. If you do decide to tax them, and you do have the ability to tax profits, the only way that you can do that is through the enactment of an ordinance that imposes the tax. You would not be able to do it at tonight's meeting just by making a motion. However, that's something that can be worked up for the first quarter 2025."

Audit: Mrs. Stacey Coffman- This is informational only right now. We've been in touch with a couple of different CPAs. We have two that will do them. The most promising one right now is Lindsey Singer. She's a CPA. She's looking to see if she can get us into her schedule, and she would be able to do the closeout audit as well as the DCED annual audit. She's going to get back to us, hopefully, by the end of the week with a quote. She works with a couple other townships right now, so she's familiar with those. This is going to be tabled until next month then until we receive more information from her.

CD due: Mrs. Stacey Coffman- We had a CD that matured on Friday at MidPenn. The recommendation is we cash out the CD and put it back into the General Fund to get us through the end of the year as well as moving that money from the money market over as well. The CD total was \$459,431.41. She would like to move \$350,000 from the Money Market to the General Fund. The combined amounts will get us through the end of this year and into the first quarter of 2025. A motion was made by Mrs. Charity Colebank and seconded by Mr. Mickey Siwula to approve the CD cash out and to move funds into the General Fund. Mr. Donald Stansak asked for a roll call vote due to the large amount of money being moved. Roll call vote, Mrs. Mary Yeager-yes, Mr. Don Stanzak-yes, Mrs. Charity Colebank-yes, Mr. Mickey Siwula-yes, Mrs. Mary Robson-yes. Mr. Caden Coppetti, Mr. Andy Pinskey and Mr. Matt Chronowski were not in attendance. Five votes yes, zero no, motion carries.

RFPs from local banks: Mrs. Amy Baker- We asked all of the local banks for an RFP. We did not hear anything from PNC, but we did receive one from Dollar Bank, Midpenn, and Somerset Trust. "I gave everybody a copy of our current CD at Midpenn because their rates have changed compared what was in the RFP. As of Friday, our CD had renewed at 3.81%, not the 4.1% stated in the RFP. Looking at the combined amounts in all of our accounts, we fall into the top tier with Somerset Trust, which is 4.65%. It is a Municipal Money market; those are checking accounts and there is no limit on any of the checks that we can write as well as no fees for checks. We are currently being charged on all our accounts for checks." Mayor Chuck King stated "MidPenn doesn't charge for anything, we've never paid for checks." Mrs. Amy Baker stated, "Yes, we do Chuck, I've

got two years' worth of statements here that show that they did charge us. They charged the Fall Festival account, Picnic in the Park, the Parks and Recreation account, and the Police Intoxilizer account twice in 2024 and 2023." Mayor Chuck King asked where these statements came from. Mrs. Amy Baker stated that she took it right off the website as well as the physical statements. Mayor Chuck King stated he had papers from MidPenn and it says zero for everything. Mrs. Amy Baker showed the bank statements where they've been charging us for the past two years even though it said zero fees. Mrs. Mary Yeager stated, "I'm not sure why but I do not understand this. I don't see where Somerset Bank or Midpenn says all accounts are included. I don't see that in writing and because of that, let's get it in writing from them and we will table this until the next meeting."

Employee and Council handbooks: Those were given to General Government There was one from Unity Township and one South Greensburg. These are up for review to combine and compare and compile one for the Borough. The General Government will look at these at the next meeting.

SCCIA lease-Executive session.

Public services: The three names for alternate snowplow drivers are Ethan Smith, Caden Coppetti, and Buzzy Meyers. Typically, if we happen to get an extensive amount of snow, those three would be called in to help our street crew. They are all three firemen that are already on the insurance through the Borough. A motion was made by Mrs. Charity Colebank and seconded by Mr. Mickey Siwula. All those in favor, none opposed, motion carries.

Carson's Parking Lot: This is informational only at this time. Mr. Carson has brought forward some information about the parking lot. We were looking at the information and Steve was going to check on the water and waste that comes through there. This will be brought back to the council.

Garbage contract: Mary Yeager is working on getting numbers together for after the new year to have our own garbage pickup service.

Protection: Pulleys for the Fire Truck: The pulleys in the fire truck need to be replaced. We received a quote from Glick for \$15,156.00 but that's with the CoStar pricing and the labor costs. After looking at the budget to see where we could take the money from, we concluded that the Fire Department would have to take the cost between their Fire Tax and their Fire Capital account. A motion by Mrs. Mary Robson and was seconded by Mr. Mickey Siwula. All in favor, none opposed, motion carries.

Act 49: Mrs. Stacey Coffman: Act 49 is issued by the state. The police department and their union at the FOP brought forward the ordinance request. They're asking the Borough to adopt it. This will give officers that come from other municipalities the opportunity to come to Scottdale and buy in their pension. This doesn't change their seniority. For example, if an officer already has 12 years in at another municipality, they can buy it in, and this will allow them not to lose any time they accrued. They're looking for us to adopt it, as it would make it an incentive for new hires. Other municipalities are currently doing

this statewide. Mr. Gary Falatovich stated that a pension study needs to be done before you do this. The Police were asking to have the pension study done and paid out of the Police Pension plan so that would have to be done as a prerequisite to the passage of any motion to approve this. Mrs. Stacey Coffman- The FOP did look into the pension analysis and there is no charge for it, I can get that scheduled and then we can address it next month. It's tabled till next month.

Speed signs: They were looking at keeping the one beside the school on Chestnut St. and then moving the other one to Mt. Pleasant Rd. The question came up concerning winter storage with the deep freeze affecting the solar power needed to work. Chief Barry Pritts suggested we store them through the winter. A motion was made by Mr. Mickey Siwula to store them until March, seconded by Mrs. Charity Colebank, all in favor, none opposed, motion carries.

Tuition Reimbursement: Mr. Gary Falatovich stated he sent that the paper, that is in your packets, over to the FOP and we are waiting for them to sign off on it. He anticipates that they will.

Mrs. Mary Robson asked when the new hires' start date will be, stating that they should start in January. Her concern is, if you start them in December, in January they will receive a raise. Mrs. Stacey Coffman gave the reason to start them earlier outweighs the amount of overtime that we're currently paying out. Stating she did look at the schedule and there are over 23 double and overtime shifts for these guys. So, we're going to be paying out a lot more at the top rate for our current officers to be working when we can train the two officers who are already scheduled. Also, there are vacations scheduled right off the bat after Chief Barry Pritts retirement. Looking at their schedule, if the new hires do start immediately, we'll be able to cut the overtime by half. She also added that Officer Lance Carleton's income is currently covered under the COPS grant. We have the COPS grant that is paying the salary for the first officer who was sworn in tonight. Their insurance will go into effect, but it won't be as high as the other officers.

Moyer Avenue: Executive session.

Traffic study: Market Street-Mr. Steve Eby completed a traffic study. Market is a one way going toward Broadway. We could make Walnut a one coming from Broadway, South High towards Pittsburgh Street would be closed by MPH as well as the alley behind the Mennonite Publishing Building. Mr. Steve Eby stated the fence cost would be close to \$25,000. We have \$69,000 in the Capital Funds account that we can use for this. A motion was made by Mrs. Mary Yeager to put this out for bid, seconded by Mrs. Mary Robson, all in favor, none opposed, motion carries.

Blight update: Mr. Gary Falatovich- I already gave you a quick update on the Publishing House building. The only other one I wanted to talk to you about was 102 Mount Pleasant Road, and I see that Steve already has that up for executive session so we can talk about it there.

Parks and Recreation: Nothing to report

Senior Councilman report: Issac House- The powderpuff football game was hosted by Student Council on November 15th. Over 100 students participated in the powderpuff football game, involving cheering, coaching, and working in the field house to make this event a huge success. Over \$3,000 was raised for the Susan G. Komen Cancer Foundation. Next, there were a few students that participated in the WCMEA County Chorus Festival held at Norman High School on Thursday and Friday, November 14th and 15th. The guest conductor was Michael Roselle, retired choral director from the Belle Vernon School District. Congratulations to the Spirit of Southmoreland Award Winner for November, Belle Lint. This award recognizes students who exemplify service, pride, integrity, responsibility, and ingenuity. Congratulations to our Scottie Scholar Award Winner for November, Mikayla Etling. Scottie Scholar must demonstrate service, scholarship, and leadership. They exemplify willingness to help the school and community, scholastic attainment, and serve as an officer or chairman of clubs and committees. Southmoreland High School will have a group of nine high school students participating in the Special Olympics Bowling Event this year. Students have attended practices throughout October and November in preparation for the Special Olympics Bowling Event, which happens on December 7, 2024, at Hillview Lanes in Greensburg. Good luck to all nine Special Olympics Bowling Team members.

Jacob's Creek Watershed Association: Nothing to report

Jacob's Creek Flood Control Project: Nothing to report

Westmoreland Fayette Municipal Sewage Authority: Nothing to report

Community Development: Nothing to report

New business: Donald Stansak – the Nativity scene and that carolers that were donated to the Borough in the 70's are falling apart beyond repair. To purchase a new set of each would cost between \$4000-\$6000. Fundraising and donation opportunities are being sought out. Mayor Chuck King told Mr. Donald Stansak to see him, he is willing to help pay for them.

Correspondence: In the packets you'll find some correspondence letters. The first one we have is the vacancy chair resignation from Nate Savanick. He is looking to step down as the vacancy chair. He's willing to continue this position for 60 days until a replacement can be appointed. A motion was made by Mrs. Charity Colebank to accept his resignation, seconded by Mr. Mickey Siwula. All in favor, none opposed, motion carries. A motion was made by Mrs. Charity Colebank to advertise for this position, seconded by Mr. Mickey Siwula. All in favor, none opposed, motion carries.

Ruth Stoner: She is stepping down due to health reasons from the Zoning Hearing Board, so they're going to need to fill that seat as well. A motion was made to accept her resignation and advertise for this position by Mr. Mickey Siwula, seconded by Mrs. Charity Colebank. All in favor, none opposed, motion carries.

Marcy Reese: She sent pictures that are in your packets. She has made multiple attempts to contact the garbage company for destroying her property and she's coming forward asking council for assistance on this. The Public Service Committee will handle this and will have something for the next meeting.

Engineer's report: Mr. Steve Eby- "The CDBG project has been completed and I'm looking for a motion to pay the invoices." A motion made by Mrs. Charity Colebank, seconded by Mr. Mickey Siwula. All in favor, none opposed, motion carries.

Diana Cramer: this will be discussed in executive session

Solicitor's report: Mr. Gary Falatovich- Everything that I have is an executive session.

Mayor's report: Mr. Chuck King- The only thing, Mr. President, last week I wasn't here because of my back, but I did the Veterans Day welcome The Marilyn Kiefer Foundation met and donated a little over \$90,000. We gave the Police Department \$1000, The Fire department \$2,000, Veterans \$1000. You know, I could go on, it was a page and a half.

Public comment period: Dora Packowski- Spoke about the sound system and how good it is. She suggested a microphone for the podium.

Mr. Jeff Wishart- Spoke on the unfairness of removing the slot gaming machines from the Borough. He doesn't feel it's fair to penalize those establishments who are following the rules .

I'd love to sit down and talk to you about it, 100%, just so we can get an idea of what's really going on.

A 10-minute break was taken at 8:07

Executive Session was entered into at 8:20

A motion was made by Mr. Mickey Siwula to adjourn the meeting, seconded by Mrs. Charity Colebank, all in favor, none opposed, meeting adjourned at 9:29om.

Borough Special Meeting

12-14-2024

Good morning, everyone. Welcome to the December 14th Borough of Scottsdale Special Meeting. At this time, we'll have the Pledge of Allegiance, followed by a moment of silent meditation.

Roll call Mr. Caden Copetti, Mr. Matt Chronowski, Mr. Mickey Siwula, Mrs. Charity Colebank, Mrs. Mary Robson, Mrs. Mary Yeager, Mr. Don Stansak, Mayor Chuck King, Mrs. Stacey Coffman are all in attendance. Mr. Andy Pinskey was absent. We have a quorum.

Public Comment: Mrs. Lindy House- spoke in support of starting the new officers sooner than later.

Action Items: Police Start Date-Mr. Matt Chronowski made a motion to start the new recruits that graduated immediately with the incentive program to begin immediately. The motion was seconded by Mrs. Charity Colebank, all in favor, none opposed, motion carries.

Police Chief Pay out: Mrs. Stacy Coffman- After sitting down with Chief Barry Pritts yesterday, just to confirm all of his numbers and hours. The contract was pulled and the payout for him is for sick days which is calculated per day, not per hour. He has 266 days and the contract states if an officer has over 25 years' experience it's \$15 per day. That works out to being \$3900 for his sick days. As of now we are looking at approximately \$33,000. This is contractual

Part-Time Officer-Mr. Matt Chronowski made a motion to, upon his retirement, bring Chief Pritts back as a part-time officer at a rate of \$25 an hour. The motion was seconded by Mrs. Charity Colebank. Mr. Donald Stansak asked for a roll call vote. Mrs. Charity Colebank-yes, Mr. Don Stansak-yes, Mr. Mickey Siwula-Yes, Mr. Matt Chronowski-Yes, Mr. Caden Coppetti- Yes, Mrs. Mary Robson- Yes, Mrs. Mary Yeager-yes. It's unanimous, the motion carries.

SCCIA Lease: Mr. Gary Falatovich sent a draft for committee review. There's no committee meetings in January, this is going to be tabled until at least February.

Banking Rates: Mrs. Stacey Coffman- Somerset Trust Municipal Money Market rate for the amount of money we hold would be at 4.76%. Mrs. Mary Yeager asked if we can do a new form for the banks to fill out comparing apples to apples. May Chuck King questioned the money market accounts. MidPenn's rates were 4.23%. Mayor Chuck King was asked by Mr. Donald Stansak by being on the board of Mipenn Bank can't you talk to them?" The Mayor Stated he'd be glad to talk to them. "Isn't that a conflict of interest?" Mr. Donald Stansak stated, "you being on the Board?" The Mayor replied, "I'm on the Advisory Board" Mr. Donald Stansak said "I think Stacey should be the one to talk to them then. That way she can bring the facts back to this body" Mr. Matt Chronowski stated, "We should move forward and take a vote. The information was in the packets. Mr. Matt Chronowski made a motion to move the money to Somerset Trust. No second to the motion. Mrs. Stacey Coffman will draft and apples to apples form and send it to the banks. A special committee will be formed by Mrs. Mary Yeager, Mrs. Mary Robson, and Mrs. Charity Colebank. They will meet over Christmas break to look at the forms.

Tax Resolution: Basically, since we didn't raise taxes, this is a form that we have to do. The only thing that's missing from this is a resolution number and Mr. Gary Falatovich has to get that to me. He needs to update all the numbers and then it can be filed. The tax millage stays the same at 21.091. The millage for the public library is .909 and the millage for the fire tax is 2.0 mils. A motion made by Mr. Mickey Siwula, seconded by Mr. Matt Chronowski, all in favor, none opposed, motion carries.

Quote for Auditor: Mrs. Stacey Coffman- I reached out to Lindsay Singer and she requested that I send over the digital audits so she could review them and to get us a really fair price. She's in the process of reviewing the last three audits that were done and she's going to get back to me as soon as she's done reviewing them with the price.

Public Comment: No one

Executive session:

A motion made by Mr. Mickey Siwula, seconded by Mr. Matt Chronowski to adjourn at 10:23 a.m. Any questions on the motion, all in favor, none opposed, motion carries.