

**BOROUGH OF CHURCHILL  
2300 WILLIAM PENN HIGHWAY  
PITTSBURGH, PA 15235**

**Minutes of Meeting**

**December 9, 2019**

The regular monthly meeting of the Borough of Churchill was held in the Municipal Building on Monday, December 9, 2019. The regular meeting was called to order by Mr. Dworin at 7:00 p.m. Mr. Dworin led the audience in the Pledge of Allegiance. Members present included Mses. Law, Yankes, Greco, and Messrs. Collins, DeFranco, and McDowell. Also present were Mayor, Gamrat, Manager Donna Perry, Chief Ronald M. Akerley, and Solicitor David Mongillo.

**PUBLIC HEARING – COMCAST FRANCHISE RENEWAL** – Transcript attached.

**WORKSHOP & REGULAR MEETING MINUTES** - There was a motion made by Ms. Law and seconded by Mr. DeFranco that the minutes of the Workshop Meeting of November 4, 2019 be approved as previously presented. There was a motion made by Ms. Law and seconded by Ms. Greco that the minutes of the Regular Meeting of November 11, 2019 be approved as previously presented. The motions were unanimously approved.

**MAYOR** – Mayor Gamrat read his report for November, 2019 regarding police activities of interest and importance. There was a motion made by Mr. DeFranco and seconded by Mr. McDowell that the Mayor's report be accepted and filed as presented. The motion was unanimously approved.

**MANAGER & FIRE DEPARTMENT REPORTS** – Ms. Perry gave the Manager's Report. The tower located in the rear of the building had to be removed due to extreme wind on November 27th. The tower toppled over and caused approximately \$4,000 of damages to the Borough Building. All the sewer work in the borough has been completed and a storm drain on Nottingham Drive needs to be replaced at a cost of \$40,000.

Mr. Zatlin read the Fire Department Report. There were 21 calls for the month, 361 for the year and only one assist to the Edgewood Volunteer Fire Company at a house fire.

There was a motion by Ms. Yankes and seconded by Ms. Greco that the Manager and Fire Department Reports be accepted and filed as presented. The motion was unanimously approved.

REAL ESTATE TAX COLLECTOR – In the absence of Mr. Duerring, Ms. Perry read the tax collector’s report. Taxes collected at face were \$3,501.15, less discounts of \$42.89, plus penalties of \$135.69, and less face exonerations of \$535.25. Total net collected was \$3,058.70.

TREASURER’S REPORT - The following report for the month of November, 2019 was previously presented to Council. It showed the following:

<u>CHECKING ACCOUNT</u>	<u>BEGINNING BANK BALANCE</u>	<u>RECEIPTS</u>	<u>O/S CHECKS AND DISBURSEMENTS</u>	<u>ENDING CASH BALANCES</u>
REGULAR ACCOUNT	\$801,363.01	\$1,087,198.49	\$1,141,003.75	\$747,557.75*
CAPITAL RES. ACCT.	\$208,868.03	\$144.52	\$0.00	\$209,012.55
ROAD & HIGHWAY	\$210,059.34	\$145.35	\$0.00	\$210,204.69
SEWAGE AGENCY	\$299,951.96	\$70,990.70	\$29,123.34	\$341,819.32
SPECIAL ACCT.	\$2,388.32	\$0.00	\$500.00	\$1,888.32
POLICE PENSION FUND	\$0.00	\$3,349.46	\$3,349.46	\$0.00
EMPL. PENSION FUND	\$0.00	\$781.18	\$781.18	\$0.00
EMPL. SEC. 457 D.C.P.	\$1,400.00	\$1,400.00	\$2,800.00	\$0.00

There was a motion by Mr. Collins and seconded by Mr. McDowell that the Real Estate Tax Collector and Treasurer’s Reports be accepted and filed as presented. The motion was unanimously approved. (\*R.E. Tax Deposit of \$3,058.70 was included in Tax Collector’s November Report, but did not clear at PNC Bank until December 2, 2019 – November Regular Account Cash Balance - \$750,616.45.)

EARNED INCOME TAX

DEED TRANSFER

DELINQUENT REAL ESTATE TAX - Ms. Perry reported that the Earned Income Tax Collector had collections of \$53,593.44 for the month of November, 2019.

Deed Transfer Tax collections were \$8,124.20.

Jordan Tax Service collected \$13,216.52 in delinquent real estate taxes.

There was a motion by Mr. DeFranco and seconded by Mr. Collins that the Earned Income Tax, Deed Transfer, and Delinquent Real Estate Tax Reports be filed as presented. The motion was unanimously approved.

LISTEN TO VISITORS – Mr. Brian Sinciline of 3315 Scathelocke Drive and his two sons, Rocco and Harris attended the meeting as a requirement of earning a Merit Badge from their Boys Scout Troop.

BUDGET HEARING – Mr. Dworin announced that the Regular Meeting would be recessed to conduct a Budget Hearing for the 2020 Budget. A motion was made by Ms. Law and seconded by Mr. DeFranco to recess the Regular Meeting to open the Budget Hearing at 7:15 P.M.

Mr. Collins read the 2020 Proposed Budget. The amount appropriated for various functions were as follows:

<b>NET ANNUAL REVENUES</b>	
1. R.E. TAX - CURRENT, PRIOR & LIENED	1,834,347
2. EARNED INCOME TAX	585,000
3. R.E. TRANSFER TAX	40,000
4. LOCAL SERVICES TAX	25,000
5. MISC. SOURCES (FINES, PERMITS, INTEREST, ETC.	200,430
6. LIQUID FUELS TAX REIMB. (STATE)	101,201
7. GRANTS, GIFTS, TRANSFERS, CONTRIBUTIONS	<u>314,700</u>
<b>TOTAL REVENUES</b>	<b>3,100,678</b>
 <b>EXPENDITURES</b>	
1. PAYROLL	1,050,151
2. EMPLOYEE FRINGE BENEFITS	593,406
3. COMPENSATION (AUDITORS, TAX	14,048
4. DEBT SERVICE	6,000
5. OPERATING EXPENSES & SUPPLIES	172,614
6. GARBAGE AND RUBBISH COLLECTION	41,000
7. SNOW AND ICE CONTROL	130,000
8. MAINTENANCE (STREETS, BUILDING, CARS, ETC.	290,100
9. PROFESSIONAL SERVICES	259,000
10. RENTALS - SEWERS, HYDRANTS, STREET LIGHTS	19,800
11. POLICE CARS AND EQUIPMENT; FIRE TRUCK	57,000
12. CONTRIBUTIONS - FIRE CO., AMBULANCE, COG	16,350
13. CAPITAL OUTLAYS (ONE-TIME)	<u>743,000</u>
<b>TOTAL EXPENDITURES</b>	<b>3,392,469</b>
<b>EXCESS (SHORTAGE) REVENUES AND EXPENDITURES</b>	<b>(291,791)</b>

There was a motion by Ms. Law and seconded by Mr. DeFranco to adopt the 2020 budget. The motion was unanimously approved.

MOTION TO ADOPT ORDINANCE NO. 753 SETTING THE 2020 MILLAGE RATE – A motion was made by Ms. Law and seconded by Mr. Collins to adopt Ordinance No. 753 to set the 2020 millage rate at 7.48. Ms. Law commented that it has become necessary for the increase in the millage due to the infrastructure, road paving, and the new boiler. Mr. Collins commented that we need to work on the future of the Westinghouse Property to help increase the tax base. The motion was unanimously approved.

A motion was made by Ms. Law and seconded by Mr. Collins to close the Budget Hearing at 7:25 P.M. and proceed with the Regular Meeting.

MOTION TO ADVERTISE UPCOMING MEETING CALENDAR FOR 2020 – A motion was made by Mr. McDowell and seconded by Mr. DeFranco to advertise the 2020 meeting dates. The motion was approved unanimously.

MOTION TO RE-APPOINT RICHARD KERCHNER – A motion was made by Ms. Law and seconded by Mr. DeFranco to adopt Resolution No. 4483 to re-appoint Richard Kerchner to the Planning Commission for a 4-year term to expire December 31, 2023. The motion was approved unanimously.

MOTION TO RE-APPOINT KELLY STOUFFER – A motion was made by Ms. Yankes and seconded by Mr. McDowell to adopt Resolution No. 4484 to re-appoint Kelly Stouffer to the Recreation Board for a 3-year term to expire December 31, 2022. The motion was approved unanimously.

MOTION TO RE-APPOINT SCOTT STONEBRAKER – A motion was made by Ms. Greco and seconded by Mr. DeFranco to adopt Resolution No. 4485 to re-appoint Scott Stonebraker as Emergency Management Coordinator for a 2-year term to expire December 31, 2021. The motion was approved unanimously.

MOTION TO AMEND ZONING OCCUPANCY PERMIT FEES AND BUILDING PERMIT FEES – A motion was made by Ms. Law and seconded by Ms. Greco to adopt Resolution No. 4486 to amend Zoning Occupancy Permit Fees and add an Administrative Fee to the Building Permit Fees. The motion was unanimously approved.

**MOTION TO APPOINT ANGELA O'TOOLE** – A motion was made by Ms. Yankes and seconded by Ms. Law to adopt Resolution No. 4487 to appoint Angela O'Toole to the Civil Service commission for a 6-year term to expire December 31, 2025. The motion was approved unanimously.

**MOTION TO RE-ADVERTISE FOR BIDS FOR THE BOILER** – A motion was made by Mr. McDowell and seconded by Mr. Collins to re-advertise for bids for the boiler replacement for the Borough Building. The motion was approved unanimously.

**BILL APPROVAL** – A motion was made by Mr. Collins and seconded by Mr. McDowell to adopt Resolution No. 4488 to pay the bills in the total amount of \$559,686.83. Mr. Dworin stated that following bills in excess of \$15,000 or more for the month of November were Alcosan (Sewer Service) in the amount of \$138,374.64, El Grande (Road Paving) in the amount of \$67,606.15, HUB International HDH (Police Professional & Public Officials) in the amount of \$18,766.00, Insight Pipe Contracting (Sewer TV & Cleaning) in the amount of \$31,844.62, Soli Construction (Excavation Sewer Repair) in the amount of \$81,570.69, and Vigliotti Landscape & Construction (Nov. Road Maint.) in the amount of \$16,694.03. The motion was unanimously approved.

**AROUND THE TABLE** – Council thanked all the visitors for attending the Council Meeting and hoped to see them return in the future. Council commented on the tax millage increase for the Budget, which is due mainly to the declining infrastructure, road improvements, sanitary & sewer repairs, and the boiler replacement. They feel if they stay on a steady track to make necessary repairs each year, it will pay off in the future. Also, Council wished a Happy Holiday to all.

**ADJOURN** – There was a motion made by Ms. Law and seconded by Mr. Collins to adjourn the meeting at 7:43 P.M. The motion was unanimously approved.

Donna J. Perry  
Borough Secretary

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BOROUGH OF CHURCHILL, PENNSYLVANIA

PUBLIC HEARING

RE: COMCAST CABLE )  
FRANCHISE RENEWAL )

PUBLIC HEARING in the above-entitled matter  
recorded by Theodore E. Wawrzyniak, Registered Merit  
Reporter-Notary Public, at the Borough of Churchill  
Municipal Builidng, 2300 William Penn Highway,  
Pittsburgh, PA 15235 on Monday, December 9, 2019 at 7:00  
p.m.

WAWRZYNIAK REPORTING & VIDEO SERVICE

P. O. Box 368  
Irwin, PA 15642  
(724) 864-6993

**ORIGINAL**

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APPEARANCES :

ON BEHALF OF COUNCIL :

- JAY H. DWORIN, PRESIDENT
- DIANE E. LAW, VICE PRESIDENT
- KEVIN P. COLLINS, MEMBER
- DONALD B. DeFRANCO, MEMBER
- NORMA A. GRECO, MEMBER
- ADAM P. McDOWELL, MEMBER
- DIANE J. YANKES, MEMBER
  
- PAUL G. GAMRAT, MAYOR
- DAVID J. MONGILLO, SOLICITOR
- DONNA J. PERRY, SECRETARY

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1 MR. DWORIN: Okay. If we can stand for the  
2 pledge of allegiance, please.

3

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4

(Pledge of allegiance recited)

5

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6 MR. DWORIN: Welcome to the holiday season  
7 meeting today because it is December. Tis the season.  
8 Tis the season. Welcome everybody.

9

We're here for the December meeting. Let's  
10 get to some regular business at this time regarding some  
11 meeting minutes. I'm sorry. I'm so off my base.

12

So we're going to go straight to a public  
13 hearing and I apologize.

14

This is first on the Comcast franchise  
15 renewal, am I correct?

16

MR. MONGILLO: That's right.

17

MR. DWORIN: So if we could enter in, I will  
18 turn to you for any description, what we got to do and  
19 what we have.

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MR. MONGILLO: I guess to make a motion to  
21 open a public hearing.

22

MS. LAW: So moved.

23

MR. DWORIN: Entertain a motion to open the  
24 public hearing?

25

MS. LAW: Right.



1 MR. DWORIN: So moved. Second?

2 MR. COLLINS: Second.

3 MR. DWORIN: Mr. Collins.

4 At this point then we will open the Public  
5 Hearing on the Comcast franchise renewal.

6 MR. MONGILLO: And I have a short statement  
7 regarding the hearing.

8 This is the Public Hearing of the Borough of  
9 Churchill regarding the cable franchise renewal for the  
10 Borough of Churchill.

11 This Public Hearing is held pursuant to  
12 Section 626 of the Federal Cable Act which sets forth  
13 the process for franchise renewal.

14 The Borough's current franchise with Comcast  
15 will expire soon and the Borough is beginning the  
16 process of renewing the franchise.

17 This Public Hearing is part of the preliminary  
18 portion of franchise renewal in which the Borough  
19 reviews the cable operator's past performance and  
20 identifies the Borough's future cable related community  
21 needs.

22 As such as part of this Public Hearing we  
23 invite comments from any citizens who wish to speak  
24 regarding either or both of aforementioned subjects or  
25 any other cable related items that are important to

1 them.

2 This hearing is to allow citizen comments, but  
3 there is no obligation for Borough Council to respond  
4 tonight.

5 The Borough has hired Cohen Law Group to  
6 review the public comments and respond appropriately.

7 We will now open the hearing to citizen  
8 comments.

9 MR. DWORIN: Solicitor, at this time we would  
10 open the hearing so we can hear any comments regarding  
11 the Comcast franchise renewal.

12 -----

13 (No response)

14 -----

15 MR. DWORIN: Let the record show that there  
16 are no comments from the public today.

17 MR. MONGILLO: All right.

18 MR. DWORIN: At this point we then --

19 MR. MONGILLO: Make a motion to close the  
20 hearing.

21 MR. DWORIN: Okay. At this time I entertain a  
22 motion to close the Public Hearing.

23 MS. LAW: So moved.

24 MR. DWORIN: Thank you, Ms. Law. Is there a  
25 second?

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MR. COLLINS: Second.

MR. DWORIN: Thank you, Mr. Collins. And as such do we require a vote?

MR. MONGILLO: I think we're good with that.

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(Public Hearing concluded at 7:05 p.m.)

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1 Commonwealth of Pennsylvania)  
2 County of Westmoreland )

3 I, Theodore E. Wawrzyniak, Registered Merit  
4 Reporter-Notary Public, in and for the Commonwealth of  
5 Pennsylvania, do hereby certify that the Public Hearing  
6 was taken at the time and place stated herein; and that  
7 said Public Hearing was recorded stenographically by me  
8 and then reduced to typewriting under my direction, and  
9 constitutes a true record of the statements given  
10 herein.

11 I further certify that I'm not a relative,  
12 employee or attorney of any of the parties, or a  
13 relative or employee of the Borough of Churchill, and  
14 that I am in no way interested directly or indirectly in  
15 this matter.

16 IN WITNESS WHEREOF, I have hereunto set my  
17 hand and affixed my seal of office this 26th day of  
18 December, 2019. Theodore E. Wawrzyniak  
19 Theodore E. Wawrzyniak, Notary Public-Registered  
20 Professional and Merit Reporter.

21 -----

22 **Commonwealth of Pennsylvania - Notary Seal**  
23 **Theodore E. Wawrzyniak, Notary Public**  
24 **Westmoreland County**  
25 **My commission expires November 7, 2023**  
**Commission number 1175230**  
Member, Pennsylvania Association of Notaries

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2

APPEARANCES:

ON BEHALF OF COUNCIL:

JAY H. DWORIN, PRESIDENT  
DIANE E. LAW, VICE PRESIDENT  
KEVIN P. COLLINS, MEMBER  
DONALD B. DeFRANCO, MEMBER  
NORMA A. GRECO, MEMBER  
ADAM P. McDOWELL, MEMBER  
DIANE J. YANKES, MEMBER

PAUL G. GAMRAT, MAYOR  
DAVID J. MONGILLO, SOLICITOR  
DONNA J. PERRY, SECRETARY

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3

MR. DWORIN: Okay. If we can stand for the  
pledge of allegiance, please.

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(Pledge of allegiance recited)  
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MR. DWORIN: Welcome to the holiday season  
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We're here for the December meeting. Let's  
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MR. MONGILLO: I guess to make a motion to  
open a public hearing.

MS. LAW: So moved.

MR. DWORIN: Entertain a motion to open the  
public hearing?

MS. LAW: Right.

4

MR. DWORIN: So moved. Second?

MR. COLLINS: Second.

MR. DWORIN: Mr. Collins.

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Hearing on the Comcast franchise renewal.

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As such as part of this Public Hearing we  
invite comments from any citizens who wish to speak  
regarding either or both of aforementioned subjects or  
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1 them.  
 2 This hearing is to allow citizen comments, but  
 3 there is no obligation for Borough Council to respond  
 4 tonight.  
 5 The Borough has hired Cohen Law Group to  
 6 review the public comments and respond appropriately.  
 7 We will now open the hearing to citizen  
 8 comments.  
 9 MR. DWORIN: Solicitor, at this time we would  
 10 open the hearing so we can hear any comments regarding  
 11 the Comcast franchise renewal.  
 12 -----  
 13 (No response)  
 14 -----  
 15 MR. DWORIN: Let the record show that there  
 16 are no comments from the public today.  
 17 MR. MONGILLO: All right.  
 18 MR. DWORIN: At this point we then --  
 19 MR. MONGILLO: Make a motion to close the  
 20 hearing.  
 21 MR. DWORIN: Okay. At this time I entertain a  
 22 motion to close the Public Hearing.  
 23 MS. LAW: So moved.  
 24 MR. DWORIN: Thank you, Ms. Law. Is there a  
 25 second?

1 MR. COLLINS: Second.  
 2 MR. DWORIN: Thank you, Mr. Collins. And as  
 3 such do we require a vote?  
 4 MR. MONGILLO: I think we're good with that.  
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 6 (Public Hearing concluded at 7:05 p.m.)  
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1 Commonwealth of Pennsylvania)  
 2 County of Westmoreland )  
 3 I, Theodore E. Wawrzyniak, Registered Merit  
 4 Reporter-Notary Public, in and for the Commonwealth of  
 5 Pennsylvania, do hereby certify that the Public Hearing  
 6 was taken at the time and place stated herein; and that  
 7 said Public Hearing was recorded stenographically by me  
 8 and then reduced to typewriting under my direction, and  
 9 constitutes a true record of the statements given  
 10 herein.  
 11 I further certify that I'm not a relative,  
 12 employee or attorney of any of the parties, or a  
 13 relative or employee of the Borough of Churchill, and  
 14 that I am in no way interested directly or indirectly in  
 15 this matter.  
 16 IN WITNESS WHEREOF, I have hereunto set my  
 17 hand and affixed my seal of office this \_\_\_\_ day of  
 18 \_\_\_\_\_, 2019. \_\_\_\_\_  
 19 Theodore E. Wawrzyniak, Notary Public-Registered  
 20 Professional and Merit Reporter.  
 21 -----  
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