

WILKINS TOWNSHIP BOARD OF COMMISSIONERS

ADDITIONAL STATED MEETING, MONDAY, DECEMBER 17, 2007

The Additional Stated Meeting of Monday, December 17, 2007 was brought to order by President Sylvia Martinelli at 7:00 PM. A quorum was present as follows:

Mrs. Martinelli		Mr. Padula
Mr. Wilson	Mr. Costa	Ms. Fialla

(7-255) MOVED PADULA-WILSON to approve the minutes of the Budget Meeting of December 10, 2007 and the Regular Meeting of December 10, 2007. The motion was adopted by unanimous roll call vote.

Question on the Motion: Ms. Fialla questioned the minutes from the regular meeting, specifically, the motion on Resolution #11-2007. Last week, her copy of the resolution indicated that it was Resolution #10-2007, but the minutes say it is #11-2007. Mrs. Bradley stated that there was a typographical error on the copies of the resolution that the Board received, which she indicated last week at the meeting. The correct Resolution number, as reflected on the Agenda and in the minutes from the meeting is Resolution #11-2007.

Citizens Comments:

Mr. Warren Marvin of 3513 Ridgewood Drive registered a complaint about 3518 Ridgewood Drive. The property is inhabited by a number of individuals who appear to be employees of the property owner, who resides in Maryland. He is concerned about the number of occupants – as many as eleven – residing in the home. He has been in touch with Mr. Hill and is aware that Mr. Hill is following up on this issue, but just wanted to make sure that the Board of Commissioners was aware of this situation, as well as the same situation on Kingston Drive.

Mr. Michael Szoko of 4 Greyhurst Drive questioned the severance pay provisions included in the manager's contract, which was approved by the Board at the meeting of December 10th. Although Mr. Szoko indicated that he was speaking about managers in general, he specifically questioned the provisions of the manager's severance pay clause, which was then read publicly by Commissioner Fialla. Mr. Szoko stated that he cannot believe that the Board would approve this type of contract which basically saddles the Township with a manager who may under perform during her tenure. He also specifically questioned Mrs. Bradley as to who negotiated this contract on her behalf and also on behalf of the Township

Ms. Cheryl Stanton of 103 Peffer Road publicly thanked Commissioner Sylvia Martinelli for all of her service and efforts as a member of the Board of Commissioners. She stated that although she is a Republican, and wanted to see republicans elected to the Board of Commissioners, she is truly embarrassed by the way in which the republicans ran the campaign to be elected. Following her statements, the Century Club presented Mrs. Martinelli with a bouquet of flowers as a way to thank her for her public service.

Auditor's Report:

Mr. Robert Tomasic presented the 2006 Auditor's Report of the financial condition of the Township. This report may be reviewed at the office of the Township Manager during normal business hours.

(7-256) MOVED WILSON-COSTA to accept the 2006 Audit as presented. The motion was adopted by unanimous roll call vote.

(7-257) MOVED FIALLA-PADULA to approve the supplemental schedule of bills, as presented in the amount of \$17,903.90. The motion was adopted by unanimous roll call vote.

ORDINANCE NO. 983

AN ORDINANCE OF THE COMMISSIONERS OF THE TOWNSHIP OF WILKINS ENACTING A TAX FOR GENERAL REVENUE PURPOSES IN THE AMOUNT OF FIFTY-TWO DOLLARS (\$52.00) PER YEAR UPON THE PRIVILEGE OF ENGAGING IN AN OCCUPATION WITHIN THE LIMITS OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA; SAID TAX TO BE PAID BY ANY INDIVIDUAL EXERCISING SUCH PRIVILEGE; EXEMPTING THEREFROM INDIVIDUALS DERIVING LESS THAN TWELVE THOUSAND DOLLARS (\$12,000.00) PER YEAR, OR IF SAID INDIVIDUALS ARE UNDER EIGHTEEN (18) YEARS OF AGE; PROVIDING FOR ITS COLLECTION; IMPOSING ON EMPLOYERS THE DUTY OF COLLECTING SAID TAX FROM EVERY INDIVIDUAL IN THEIR EMPLOY SUBJECT TO SAID TAX COLLECTOR; CONFERRING AND IMPOSING POWERS AND DUTIES OF ADMINISTRATION ON THE TAX COLLECTOR; AND IMPOSING PENALTIES FOR THE VIOLATION THEREOF.

(7-258) MOVED WILSON-PADULA to read Ordinance Number 983 for the first time, by title only.

(7-259) MOVED FIALLA-COSTA to accept the first reading of Ordinance Number 983.

(7-260) MOVED FIALLA-PADULA to read Ordinance Number 983 for the second time by title only.

(7-261) MOVED FIALLA-WILSON to adopt Ordinance Number 983.

Motions 7-258 through 7-261 were adopted by unanimous roll call vote.

ORDINANCE NO. 984

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, APPROPRIATING OUT OF REVENUES AVAILABLE FOR FISCAL YEAR 2008 SPECIFIC SUMS REQUIRED AS SHOWN BY THE BUDGET AND FIXING THE REAL ESTATE TAX LEVY FOR THE FISCAL YEAR 2008.

(7-262) MOVED WILSON-COSTA to read Ordinance No. 984 for the first time.

(7-263) MOVED WILSON FIALLA to accept the first reading of Ordinance No. 984.

(7-264) MOVED PADULA-WILSON to read Ordinance No. 984 for the second time, by title only.

Motions 7-262 through 7-264 were adopted by unanimous roll call vote.

(7-265) MOVED COSTA-WILSON to adopt Ordinance No. 984. The motion was adopted by a four to one vote with Ms. Fialla voting “NO”.

ORDINANCE NO. 985

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, AUTHORIZING THE EXECUTION OF A CABLE FRANCHISE AGREEMENT BETWEEN THE TOWNSHIP AND VERIZON PENNSYLVANIA, INCORPORATED.

(7-266) MOVED WILSON-FIALLA to read Ordinance No. 985 for the first time by title only.

(7-267) MOVED WILSON-COSTA to accept the first reading of Ordinance No. 985.

(7-268) MOVED WILSON-FIALLA to read Ordinance No. 985 for the second time by title only.

(7-269) MOVED WILSON-COSTA to adopt Ordinance No. 985.

Motions 7-266 through 7-269 were adopted by unanimous roll call vote.

RESOLUTION NO. 12-2007

A RESOLUTION OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, APPROVING AN AMENDMENT TO THE AGREEMENT BETWEEN THE TOWNSHIP OF WILKINS AND PAUL VARGO, ASSISTANT MANAGER/SUPERINTENDENT OF PUBLIC WORKS AND AUTHORIZING THE APPROPRIATE OFFICIALS TO EXECUTE THE AGREEMENT.

(7-270) MOVED WILSON-COSTA to read Resolution No. 12-2007. The motion was adopted by unanimous roll call vote.

(7-271) MOVED WILSON-COSTA to adopt Resolution No. 12-2007. The motion was adopted by a 4 to 1 vote with Ms. Fialla voting “NO”

Question on the Motion: Commissioner Padula questioned whether the Board would be provided a copy of the amendment to Mr. Vargo’s contract for review and whether this amendment was specific to an increase in base pay only. Mrs. Bradley stated that she would provide the Board with a copy of the amendment which is to be prepared by Mr. Matta and further affirmed that the amendment only concerned an increase in base pay.

RESOLUTION NO. 13-2007

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, DESIGNATING ONE (1) NINETEEN NINETY EIGHT (1998) FORD CROWN VICTORIA AND ONE (1) NINETEEN NINETY SIX (1996) FORD EXPLORER TO BE DONATED TO THE SALVATION ARMY, PURSUANT TO SECTION 1501 OF THE FIRST CLASS TOWNSHIP CODE.

(7-272) MOVED PADULA-COSTA to read Resolution No. 13-2007 by title only.

(7-273) MOVED PADULA-COSTA to accept Resolution No. 13-2007.

(7-274) MOVED FIALLA-PADULA to recess into Executive Session to confer with the Solicitor on the ProCare settlement matter. The motion was adopted by unanimous roll call vote.

(7-275) MOVED COSTA-WILSON to reconvene the meeting. The motion was adopted by unanimous roll call vote.

RESOLUTION NO. 14-2007

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, AUTHORIZING THE PROPER TOWNSHIP OFFICIALS TO ENTER INTO A SETTLEMENT AND RELEASE AGREEMENT WITH PROCARE PHARMACY DIRECT, INC.

(7-276) MOVED WILSON-PADULA to read Resolution No. 14-2007 by title only. The motion was adopted by unanimous roll call vote.

(7-277) MOVED FIALLA-COSTA to accept Resolution No. 14-2007, with the following amendments: Paragraph 10: The Township retains the right to continue auditing the enumerated companies; Paragraph #11: This agreement is subject to the disclosure of Company X, Y and Z prior to final execution of any Settlement Release and Agreement unless waived by the Manager. The motion was adopted by unanimous roll call vote.

Commissioners' Comments:

Ms. Fialla stated that she recognizes that there are problems in the Township with the finances and that was why she was not in favor of the 2008 Budget. She is against management raises and is concerned with the manager's contract and the severance pay.

(7-278) MOVED FIALLA - to rescind Resolution #11-2007 (Managers' Contract) - Motion died for a lack of a second.

Ms. Fialla thanked everyone for coming to the meeting and wished everyone a happy, healthy and safe holiday season.

Mr. Padula addressed Commissioner Martinelli by stating that it has been a pleasure working with her for the last four years and he hopes that she will continue to work with the Century Club. He believes that Mrs. Martinelli has been instrumental in her work with the Recreation Advisory Board and he also hopes that she will continue to work with that Board. Mr. Padula addressed the audience and wished everyone a Merry Christmas and a Happy New Year.

Mr. Costa stated that it has been a pleasure working with Commissioner Martinelli for the last few years on the Recreation Advisory Board and recently as a fellow Commissioner. He also wished everyone Happy Holidays.

Mr. Wilson thanked Commissioner Martinelli for her hard work for the last four years. He also reminded her that she needs to stick around – we will find something for her to do – he hopes that she will keep her hands in the Township's affairs. Mr. Wilson also commented on the increases in salaries that were given to the Manager and Assistant Manager and stated that he believes that they deserve the raises. He also stated that he hopes that when Mr. Szoko comes onto the Board, he looks at the big picture.

Mrs. Martinelli thanked the residents of the Township for electing her to office and stated that she has been very proud to serve them for last four years. She acknowledged the police officers, public works employees, office staff, Engineer and Solicitor, Manager and Assistant Manager for the dedication and hard work over the last four years. She also recognized the tremendous efforts of the Recreation Advisory Committee in finally getting Community Days – now the Summer Festival self-sufficient. Finally, Mrs. Martinelli thanked her colleagues for allowing her to come along for the ride and stated that as the Board is aware, it does not take one Commissioner to move the Township forward, but a team of Commissioners.

(7-279) MOVED WILSON-FIALLA to adjourn. The meeting was adjourned at 8:45 PM. The motion was adopted by unanimous roll call vote.

Respectfully submitted,

Rebecca Bradley
Secretary