

City of Duquesne
Regular Council Meeting
July 23, 2019
Minutes

The meeting was called to order at 6:47PM and opened with a moment of silence, the Pledge of Allegiance to our flag and prayer.

Present: Mayor Nesby, Rev. Caldwell, Mrs. Henderson-Murphy and Ms. Washington.

Also Present: City Treasurer David J. Bires, Interim City Manager MaryLouise Bittner, Fire Chief Frank Cobb, City Engineer Dave Gilliland, City Solicitor Myron Sainovich and Act 47 Coordinator Rep. Kristen Mazer,

Absent: Mr. Scott R. Adams, Police Chief Thomas Dunlevy

Excused:

Citizens Comments on Agenda Items

Jack Rozzo of 745 Dunblane Street spoke on street & water problems.

Jeanette Curly of 17 North 4th Street spoke at the meeting but no subject listed on the Public Comment Sign-In Sheet.

Kirsten Pastrick of 1113 Crawford Avenue spoke on agenda items #8 and #11, asked about minutes and the Citizens' Police Review Committee.

Debra Chaffin spoke at the meeting on the Citizens' Police Review Committee.

Charles B. spoke at the meeting but no subject listed on the Public Comment Sign-In Sheet.

Bill Danko of 508 Crawford Avenue spoke on the paving on his street.

E. N. Martin spoke at the meeting but no subject listed on the Public Comment Sign-In Sheet.

Old Business

1. Motion to appoint Lieutenant Shaw as the Code Enforcement Officer with a stipend of \$200/month for a trial period to ensure revenues exceed the cost.

First: Rev. Caldwell. **Second:** Ms. Washington. **Motion carried:** 4-0.

2. Motion to approve the job description and advertisement for the position of City Manager.

First: Ms. Washington. **Second:** Mrs. Henderson-Murphy. **Motion carried:** 4-0.

3. Motion to approve the job description and advertisement for the position of Public Works Director.

First: Ms. Washington. **Second:** Mayor Nesby. **Motion carried:** 4-0.

4. Motion to give a key to the appropriate person at the Borough of West Mifflin so that they have access to the reservoir for maintenance and cleaning.

No motion made on this item.

5. Motion to approve the deed for conveyance of 411-413 Priscilla Avenue from the Allegheny County Housing Authority to the City of Duquesne for the location of a Fitness Court in connection with the National Fitness Campaign Grant.

First: Rev. Caldwell. **Second:** Mrs. Henderson-Murphy. **Motion carried:** 4-0.

6. Motion to ratify actions taken in executive session related to personnel matters.

First: Mrs. Henderson-Murphy. **Second:** Rev. Caldwell. **Motion carried:** 4-0.

7. Motion to authorize the Proper City Officials to sign an agreement with Pennsylvania-American Water Company (PAWC) for the City to provide water consumption reports to PAWC so that PAWC can bill customers for wastewater services based upon the consumption amounts provided.

First: Rev. Caldwell. **Second:** Mrs. Henderson-Murphy. **Motion carried:** 4-0.

8. Motion to authorize the Proper City Officials to sign an agreement with Pennsylvania-American Water Company for water shut-off services and the collection of wastewater charges by the City.

Mayor Nesby says that she thinks that we should pass this right here and again according to the Act 47 Coordinator if we can show that it will not increase the City's liability then we can perhaps hire a tentative person to offset whatever charges it may be. Ms. Washington asks Kristen Mazer if that's what it is. Kristen and Mrs. Henderson-Murphy both say I don't think that's what it is. Mayor Nesby interjects saying that's what we did as a stipend that's why we did it as a stipend for Officer Shaw. Mayor Nesby continues on saying that's why we did it as a stipend so that it wouldn't be on our permanent budget overall so we're anticipating that by him acting as that officer that we will actually generate more funds in order to offset the additional expense on it. Ms. Washington says that the agreement that we have clearly states \$30 not \$50. Mayor Nesby says that what we should do is we should alter that so that it meets the same amount of the \$50 for the reconnection and that if we can edit the agreement to say that it is \$50 which is our normal fee oppose to the \$30 that we can move forward on it. Ms. Washington asks Mayor Nesby if she hears what she's saying; that Frank can't take on anything else. Mayor Nesby interjects saying that she understands it. Ms. Washington continues on saying that if we can get that first and then work out getting a person for sure, Mayor Nesby interjects saying that when you sit and think that we have a large number of individuals and homeowners who are not paying their sewage. Mayor Nesby continues on saying that once the sewage is terminated there's not going to be any type of support for them if they are not paying it right now and they're going in and they're going to turn it off because they're not paying it. Mayor Nesby continues saying that we're adding an additional expense on to it. Ms. Washington says that he is having problems terminating our water as well as mapping the City with these people from PA Rural and he also has to do these additional testing for the DEP and what she is saying is that he is only one person. Mayor Nesby says there's no other person to; Ms. Washington interjects saying that there is no other person and that this is what she has been saying. Mayor Nesby states

that she knows that he is working with the Rural Water Alliance in order to GIS map the system and the water. Mayor Nesby asks is he the only one that knows how to turn the water off and on. Ms. Washington says that he is the only one right now. Mrs. Henderson-Murphy asks if Lydel knows how to turn water off and on. Ms. Washington says Lydel can do it and she guesses Brian can do it but Brian is in training with Lydel now to meter read for whenever Lydel goes on vacation so he's in training right now to cover for Lydel. Ms. Washington states that this all has to be worked out before we sign an agreement is all she is saying, whether it's \$30 or \$50 it has to be worked out before we sign anything or agree upon anything because who's going to do it. Mayor Nesby says well at no point in time you couldn't tell me that there is no one else in that department has been trained. Ms. Washington responds saying that she's telling you and that is the way it has been since she has started and that is how it was before she started. Rev. Caldwell states that there is a total of six people trying to do the whole City, we need more finances, workers and training. Councilwoman Washington says she's thinking that maybe we should table this until Scotty meets with these people whether it's \$30 or \$50 but we need some help doing these terminations because the first terminations are going to be massive and the reason for that is because people are not paying their sewage bill because they know it can't be turned off. Ms. Washington reiterates that the first terminations are going to be massive.

Mayor Nesby calls for a motion to table Item #8.

First: Mrs. Henderson-Murphy. **Second:** Ms. Washington. **Motion carried:** 3-1, with Mayor Nesby saying no.

9. Motion to authorize the City Manager to advertise an ordinance to repeal the ordinance setting the Mayor's annual salary at \$65,000 beginning January, 2022.

Mayor Nesby says just to let you know this would not impact me perse; it would be the incoming Mayor after the election for 2022.

First: Mrs. Henderson-Murphy. **Second:** Rev. Caldwell. **Motion carried:** 3-1, with Mayor Nesby abstaining.

10. Motion to approve a membership to the Mayor's Innovation Project (MIP) for \$500 tabled from May 14, 2019 meeting.

Mrs. Henderson-Murphy asks Mayor Nesby what are the benefits of having a membership for the Mayor's Innovation Project. Mayor Nesby says that the MIP is what actually initiated the conversation with Harvard University who completed our economic plan that was sent out to all of you. Mayor Nesby says that you had an opportunity to also meet with them, in addition through that was what introduced us to the University of Pennsylvania Water Center which allowed me to go to Washington D.C. to speak before the United States Chamber of Commerce regarding the water situation inside the City of Duquesne as a result Pennsylvania Rural Water Alliance came out to GIS map the water system for the City of Duquesne at no cost. Mayor Nesby continues on saying that we have an estimate from our current engineer which was at \$22,000 so we are having it done at no cost to the City so that is one situation of it. In addition we all received information on July 22 that initially started with Councilwoman Washington and it's also addressed to Councilman Adams regarding moving forward with the whole situation with the Water Center who is working with the support of the MIP and the Heinz Foundation to provide support to the structural small mid-size water region and as a result there is whole list which they have drafted. Mayor Nesby asks if you had a chance to read over that email of the things that are proposed to the City. Mrs. Henderson-Murphy says that she sees where they are

supposed to come to the City and meet with Scotty. Mayor Nesby said correct that she asked them to meet with the Councilmembers and as a result there should have been a listing of a draft proposal that you all should have received. Mayor Nesby asks if you all had an opportunity to look at the draft proposal. Ms. Washington says that she was there. Mayor Nesby says well there was a draft proposal emailed sent which outlined everything that they're going to look at as far as the rates, all will be included inside the study. Mayor Nesby says that there was a two page, three page email on that which everyone should have received regarding that information. Mayor Nesby continues on saying so that is what participating in the Mayor's Innovation Project (MIP) can do for the City and that's how the City has benefited. Mrs. Henderson-Murphy asks if this is yearly and Mayor Nesby responds, "Yes." Kristen Maser says that she has talked with the Water Center earlier this week and they talked about the water system that they are doing and recommendations on these but not just for Duquesne but the whole region, not the entire County because that would be too hard and they are working with the Heinz Endowments so there should be funding following the recommendations and she says this only because she had a really good conversation with them earlier this week. Mayor Nesby says to let her go over the draft discussion proposed in July of 2019 for the Duquesne Strategic Technical Assistance Model for the drinking water, waste water and storm water access. Mayor Nesby says that part of it is saying that they want to establish a meaningful relationship with the City Manager, Act 47 Coordinator responsible Councilmembers, and MAWC, PA American Water, City Engineer as well as the Solicitor and DEP and that is the first portion that they are proposing. Mayor Nesby says that the second one is to inventory recent and on-going to the technical assistance work project, clarifying compliance of status systems and likely causes of non-compliance, identifying more detail menu of possible technical assistance clarifying complaints, perceived public issues on the system, financial condition, a rate study, affordability study, water loss study, determine the status rate for the City of Duquesne as part of the actual plan as discussed, exploring potential vendors and cost, staffing needs for the study, long term reasonable baselines, staff needs and cost, inventory of current system condition in conjunction with the PRWA and also with their GIS mapping project, identifying priority threats to the system, updating and clarifying operational plan flushing program is an example, establishing a clear organizational chart and role duties outline asset management which is a detailed inventory, compile ownership data, identifying gaps and unknowns, compile available failure data, identifying key elements, rough cost and capital means, identifying resources viable and long-term grant funding, financing developing plan with recommendations for the system moving forward. Mayor Nesby says that is all that the different things you get out of working with the MIP. Mayor Nesby continues on saying that things like that are going to be done for the City of Duquesne at no cost.

First: Rev Caldwell. **Second:** Mayor Nesby. **Motion carried:** 3-1, with Ms. Washington saying no.

11. Motion to approve registration for an employee to attend the PA Procurement Expo & Forum on September 4th & 5th, 2019 in Harrisburg, PA at a cost of approximately \$500 for registration, travel and lodging.

There was no action taken on this item because no one knows who submitted the paperwork.

12. Motion to approve the bid award for the replacement of the water line on Edith Street to North Beaver Contracting at a cost of \$134,096 (not sure if this was approved or not

because of the extra cost involved-will check with Dave before finalizing the agenda on Tuesday).

First: Rev. Caldwell. **Second:** Mrs. Henderson-Murphy. **Motion carried:** 4-0.

New Business

13. Motion to authorize the Solicitor to schedule a hearing with the Allegheny County Common Pleas Civil Division, Motions Judge for the purpose of seeking approval of the 2019 Earned Income Tax rates under the Municipalities Financial Recovery Act of 1987 (act 47), as amended.

First: Ms. Washington. **Second:** Mrs. Henderson-Murphy. **Motion carried:** 4-0.

14. Motion to authorize the Interim City Manager to advertise the hearing once scheduled.

First: Ms. Washington. **Second:** Rev. Caldwell. **Motion carried:** 4-0.

15. Motion to approve a renewal of membership to the African American Mayor's Association for \$1000.

Mrs. Henderson-Murphy states that she doesn't think we need to be involved in all these associations. Mayor Nesby interjects saying that you kind of need to and let her explain and then after that you can decide on what you want to do. Mayor Nesby says that the African American Mayor's Association gave us the first year of 2018 free at no cost. Mayor Nesby continues on saying that what they do is they actually lobby on a national level in order to move the City forward on some different things, in addition there are also access to attorneys at no charge to the City, no offense Myron just to let you know that. Mayor Nesby continues saying that there is also an opportunity to apply for grants within that organization too so that is a thing as well. Ms. Washington states that she does believe that it may be a good association but not right now when I'm in this room sweating and we don't have an air conditioner that's properly working or microphones that are properly working. Ms. Washington says that she would say maybe next go round if we able to afford all this then. Mrs. Henderson-Murphy says that if one of the benefits were that they did grant writing, then we utilized that; and she doesn't think that we should keep doing things just to be members of them especially if we are not utilizing them to their full potential. Mayor Nesby says that's fine but again they invoiced us as an annual, last year they gave it to us for free at no charge.

Mayor Nesby continues on saying that what happened is the invoice came in to see if we want to re-sign up or not but if it's something that the City is interested in in moving forward then at this particular point in time we will call a roll and if the vote is no then it's declined and we move on to the next one. Ms. Bittner says that we don't have a motion.

Mayor Nesby says we don't have a motion then we move on.

16. Motion to approve payment to Pennsylvania Association of Notaries for Susan Davis for her Notary Reappointment at a cost of \$344.35.

Mrs. Henderson-Murphy asks how much does the City needs a notary because they notarize across the street at the bank. Mayor Nesby says if you are a member of the Credit Union then yes, they do have services available at no cost to their members. Ms. Washington says she thinks

we need one inside of the building. Ms. Bittner says that she used it once so far and says that she thinks it's for three or four years it's just not an annual thing.

First: Ms. Washington. **Second:** Mayor Nesby. **Motion carried:** 4-0.

17. Motion to approve payment of \$35 to the Pittsburgh Business Exchange for the Mayor's attendance at the Hotel Indigo Business Networking event on July 17, 2019.

Mrs. Henderson-Murphy asks Mayor Nesby when she knew that she was going to the event and why are we being notified after the fact. Mayor Nesby says that it was on July 17 and we are members of the Pittsburgh Business Exchange and what it actually is, is trying to generate businesses within organizations within the Pittsburgh region to consider the City of Duquesne for investing and actually building within our City and starting businesses inside our area. Mrs. Henderson-Murphy says so the question was when did you know that you were going to the function and why are we being notified after the fact. Mayor Nesby says on the 16th. Mrs. Henderson-Murphy addresses Mayor Nesby saying that you found out the day before. Mayor Nesby says correct that there was an email sent.

Motion tabled.

18. Motion to authorize the City Manager to send a letter to the Allegheny County Health Department in support of the agreement with U.S. Steel, Mon Valley Works for the Clairton Coke Plan to resolve outstanding issues which would require \$200 million upgrades for environmental performance and infrastructure as well as a Community Benefits Trust that ensures that 90% of penalty funds will directly benefit the affected communities.

First: Rev. Caldwell. **Second:** Ms. Washington. **Motion carried:** 4-0.

19. Motion to authorize the proper City Officials to sign the Brownfields Assessment Coalition MOA with North Side Industrial Development Co., Inc., Urban the Redevelopment Authority of Pittsburgh and the Redevelopment Authority of Allegheny County to participate in a \$600,000 grant funded by the Environmental Protection Agency for an assessment cooperative agreement.

Mayor Nesby says what that actually is, is the City of Duquesne is still entitled to receive Brownfield's funding for remediation as well as planning. Mayor Nesby continues on saying that we were contacted by the listed of agencies in order to sign on for a cooperative agreement with all those different agencies to do some remediation on the mill site and possibly some planning for the other side of the City. Mayor Nesby says those funds will be utilized and of course we will hold public comment meetings where the public also can come out and comment on planning issues within the City.

First: Rev. Caldwell. **Second:** Mayor Nesby. **Motion carried:** 4-0.

Water Department/Department of Environmental Resources - Mr. Adams: Absent.

Department of Streets & Public Works - Ms. Washington:

We received calls about 820 State Street and 842 State Street on May 7, June 13, July 2 and 8. I observed the property on July 8th and it is overgrown on the two private properties. While

observing the back alley of 842 State Street, I noticed the alley was more than halfway unpassable to garbage trucks or fire trucks if called. On July 9th the alley was cleared.

On July 11th we got a call about overgrowth blocking the view of oncoming traffic on Overland Avenue and Clearview Avenue. I observed on July 11th and it was cleared July 12th.

On July 8th we got a call about 1119 Maryland Avenue overgrowth and potholes closing the alley. On July 9th some potholes got temporarily filled and the alley was cleared for passage.

On July 15th the island on Grant Street was cleared, future planting of small plants/flowers to prevent viewing of traffic coming from Rt. 837 and viewing from Grant and First Streets, while approaching the shopping center, and branches from 1058 Kennedy Avenue were picked up.

On July 16th Hazel Way was cleared for overgrowth and vehicle passage. Parallel Way and Troy Street were also cleared for passage but I'm not sure what date that was done.

The paving/resurfacing of Second Street project is underway, starting on North Second Street.

Interim City Manager's Report - Mary Louise Bittner:

In the past month the Interim City Manager team has accomplished or is working on the following:

- Speak with citizens on their concerns that have escalated
- Continues working with Act 47 Coordinator on issues and plan for hiring of permanent manager and Public Works Director as well as Fiscal Performance Goals.
- Organized Accounts Payable into a more timely and orderly process:
 - Sending checks out before due dates (especially utilities) thus avoiding late fees.
 - Providing a complete list to Council for review and motion to approve at meetings.
- Completed the first bi-weekly payroll in-house on Harris Software
- Completed the AG-385 for Act 205 State Aid distribution
- Working on invoice to Duquesne School District for 2017-2018 fiscal year for reimbursement of expenses related to Tax Collection
- Provided agendas and attended Council workshop and regular meetings and attended executive sessions
- Continual organization of manager and administrative assistant offices
- Responded/sent numerous voice/emails
- Personnel matters:
 - In process of resolving pension issues from 2018 and YTD 2019
 - Completed 4th quarter 2017 and 1st quarter of 2018 Unemployment filings
 - Working with summer youth program participants to get them paid for their time
 - Continued work on unresolved grievances to create goodwill for contract negotiations
 - Reviewed resumes for administrative assistant position and will be interviewing next week

- Continued work on spreadsheet for 2018 and YTD 2019 for all employees to resolve pension and other withholding issues related to filing reports and payments

City Treasurer's Report - David J. Bires:

Taxes collected for June 2019 were \$90,056.55.

The following is a year to date breakdown of money collected by Keystone Municipal Services:

LST/OPT- \$33,241.14,
Mercantile Tax- \$14,734.47
Earned Income Tax - \$3,025.51.

The following is a year to date breakdown of money collected by Jordan Tax Services:

Current Earned Income Tax -\$264,805.27
Delinquent Earned Income Tax -\$55,984.64
Non-Resident Earned Income Tax -\$76,609.42.

The following has been collected by MBM Collections:

Delinquent Real Estate Taxes - \$67,148.64
Liened Taxes - \$152,262.01

There were 13 new water accounts sent to Jordan Tax Services to check against their tax lists.

Mr. Bires says also to this date I would imagine June 30th total taxes collected in the City of Duquesne is \$1,259,061.96. The amount remaining is \$473,506.27.

Mayor Nesby asks if it is possible to get a copy of the original mercantile tax ordinance because it may be the Exxon Gasoline Station may owe us for mercantile taxes that they haven't paid in a number of years.

Mr. Bires tells Mayor Nesby that he will have to ask because he thought that would have been up in the City Manager's Office somewhere.

City Engineer's Report - David Gilliland:

There are a number of items that I want to address tonight.

One of the items is from back on June 24th for the replacement of two columns on the garage doors to the fire department. The low bidder was U & S Construction. We had asked them if they would be willing to hold their bid until October when funding may be available for this project. They responded saying that they cannot hold the price for that long; therefore I'm recommending to Council to reject all bids and re-advertise the project.

Motion to reject all bids and re-advertise the project.

First: Mrs. Henderson-Murphy. **Second:** Rev. Caldwell. **Motion carried:** 4-0.

Mayor Nesby says just to go over, you all were carbon copied on the letter that we received for the notice of violations. Mayor Nesby says that this is our 3rd violation under this administration for not taking enough water samples that is required by chapter 109 by the Safe Water Drinking Act. Mayor Nesby continues on saying that she will email a copy of the other version of it and when Councilman Adams comes back you can go over that information with him if that is alright with you. Mayor Nesby says that she will also ask to meet with him as well because she received a packet of information from the United States Department of Agriculture on a list of various grants that we will qualify for, for our water systems and says she will also make sure that we carbon copy the University of Pennsylvania Water Center.

Department of Properties & Community Development - Rev. Caldwell:

The island on Grant was asked to be cut a little bit and a lot of the guys didn't know the difference between the leaving and the pruning of the plants so I'm sorry about that but we are going to redo that whole island so if there is anyone who would like to volunteer to help them wave your hands and see this young lady right here who is looking for people to volunteer to help with the planting of the island.

We've had a lot of complaints about high grass and houses being abandoned. We did get some openings to start leveling some of these houses and he asks Dave Gilliland, City Engineer to speak on the leveling of the abandoned houses. Mr. Gilliland says that we are waiting on the legal clearances and that he received an email today or yesterday with the final selection of our keeping, which is our first step. Mr. Gilliland says that there will be public hearings on that and then Council can officially condemn the properties. Mr. Gilliland continues saying that once that is completed the next step is asbestos inspection for all the properties and that the SRCOG has advertised both proposals for them so they can cover the cost of the grant selected simultaneously and once all that is completed and the legal clearances then we can advertise for bids.

Mr. Sainovich, City Solicitor says that they are finished with them because he got an email on Saturday asking where to send the bill so apparently we are going to pay the bill and then we will be alright. Mr. Sainovich continues saying that we are well on our way and what we are going to do is we will have public hearings, they are going to have to be advertised where everyone is going to know and then when we have the public hearing all the properties that are going to be acted upon will be announced then and everyone will know exactly what properties are going to be taken down. Mr. Sainovich says that there is a list and if you want to look at it we have a list. Mr. Sainovich says that there is going to be a discussion if anybody wants to object to some of these properties they're permitted to do that here. Mr. Danko asks what paper it's going to be in. Mr. Sainovich responds saying that it will be in the cheapest paper we can find. Mr. Danko asks where you buy the paper at. Ms. Washington responds saying the Rite-Aid in West Mifflin.

Rev. Caldwell says also there is a program where they are redeveloping some of these empty lots. There is a program that he identified when last checked by the Allegheny County Redevelopment Authority that has some land here in Duquesne that they will be looking into and we will be sitting down at the table to see what we can do to redevelop some of the empty lots and once we do the demolition we will also be able to have some of those territories redeveloped. Rev. Caldwell continues on saying that also where the fitness park is going, we are looking for a

couple to build to partner with us on that which we are looking at possibly by next month. Rev. Caldwell says the last thing is the Earn & Learn Program, there was a lack of communication on that program to where some of the children did not get paid. Rev. Caldwell says they will get paid and that he has checks right now for the children that were last hired into the program and so those children will get paid. I'll make sure they can get their checks tomorrow.

Mayor Nesby says just to add to that abandoned properties right now you may see this week, she doesn't know if you saw them or not, you will see Grounded Strategy throughout the City of Duquesne over the next month. Mayor Nesby says that Grounded Strategy is taking a look at all of our vacant current lots and land inside the City of Duquesne for evaluation. Mayor Nesby continues on saying that at the end of their study they will provide us with a proposed ideas of what we can do with our green space as well as the vacant lots and properties and again that is a grant that they got and it is not costing the City anything and they actually employed individuals from the community in order to do that. Mayor Nesby says that they will have a logo on their shirts which is G entangled with an S just in case you see strange people walking throughout the City. Mayor Nesby continues to say that they are a non-profit organization which will be again looking at our vacant lots.

Mayor Nesby says that she wants to distribute to the Councilmembers the Allegheny County Senior Resource Guide and make sure that she got each one of you one of them.

Accounts & Youth Services - Mrs. Henderson-Murphy: No report.

Citizens Police Review Board - Rev. Debra Chaffin:

We, the Duquesne Citizens Police Review Board received eight complaints. Rev. Chaffin says that two of the complaints were resolved without going through the complaint process, two were not valid complaints, and two were heard by Mayor Nesby and Chief Dunlevy on May 14, 2019 with the expectation of written response within 30 days. Rev. Chaffin says that she has two new complaints which are being handed over today which Mayor Nesby has hers already and Chief Dunlevy is not in attendance today to receive his. Rev. Chaffin says that she should have had response from the complaints that were handed in on May 14th by June 25th. Rev. Chaffin says that she was asked to wait ten more days which takes it to July 9th. Rev. Chaffin says that the Board has come to the conclusion that there is a serious lack of communication between the Duquesne Citizens Police Review Board, Mayor Nesby and Police Chief Dunlevy. Rev. Chaffin says that she called Mayor Nesby twice on July 1st, twice on July 7th, July 8th, July 9th, and July 10th and that she even texted Mayor Nesby twice. Rev. Chaffin says that she called the City five times and came down the City numerous times and the last she came down to the City she spoke with the City Manager who contacted Chief Dunlevy. Rev. Chaffin says that the City Manager called her back about 20 minutes and said that the Chief of Police would bring the responses to the complaints to the Council Workshop Meeting but she was instructed and/or advised that she doesn't need to be there. Rev. Chaffin continues on saying that she seen Chief Dunlevy one day last Wednesday getting out of his truck and he told me that he would email them to me and emailed them to Mayor Nesby. Rev. Chaffin says that she hasn't seen any emails yet from the complaints that were handed into Mayor Nesby and that this is very disturbing, frustrating and not to mention rude. Rev. Chaffin says that we don't get paid to do this, it's completely voluntary and we do it for the community and our police force. Rev. Chaffin we don't want any incidents

like the ones that happened downtown in the last few days and that happens when the residents feel hopeless and helpless. Rev. Chaffin says that the complainants want to know how their complaints are being resolved and that this also undermines the Citizens Police Review Board in the eyes of the community. Rev. Chaffin continues on saying that it renders us ineffective and incompetent in their eyes to the point where they refuse to file a complaint because they feel that it's not going to do or solve anything. Rev. Chaffin says that's merely on the point of hopelessness. Rev. Chaffin continues saying what does it matter, a person's word is their bond, that's how she was taught. Rev. Chaffin says a person's word is their bond, if you say you're going to do something, then do it, otherwise that renders you a liar. Rev. Chaffin says that our last Councilmembers, the past legislation that would require their chief to comply with the regulations of the Citizens Police Review Board and we are asking if you would vote on it tonight, if you cannot vote on it tonight that you would please put on the agenda for the next meeting or ask us to disband.

Mr. Sainovich responds saying that he agrees 100% that your word is your bond, if you say you are going to do it, do it. Mr. Sainovich says that he's not sure if legislation can be passed to enforce something that's already been said that we are going to do, it's sort of like saying well here's the rules, we're going to pass the rules say yea, follow the rules. Mr. Sainovich says that he will look into that because he's not prepared for that tonight but he continues to say that he will look into it and see, then make a recommendation at the next meeting we have so if you give me your name and number and soon as he does the research and finds something. Mr. Sainovich says that you will have your answer before the weekend.

Rev. Chaffin says that it's just frustrating and that she is 70 years old and her time is limited and that she has a lot going on. Rev. Chaffin says that she has a 100 year-old church anniversary coming up, 20 year-old pastoral anniversary coming up and that she is spending hours, hours on this researching the laws and regulations. Rev. Chaffin continues on saying that she has law books and just getting things together all for nothing. Rev. Chaffin says that she can't even get a response.

Mr. Sainovich asks for Rev. Chaffin's name and number and says that the other thing is you shouldn't be doing legal research because you're probably not going to find the right answer all the time. Mr. Sainovich continues on saying that he will be available to assist you if you have any questions.

Rev. Chaffin says that she has the books that she got from Pittsburgh, Mr. Sainovich interjects saying okay that's good and if you have something, sometimes what happens is, and he finds this himself over the years, when you look at one statue sometimes you have to refer to two or three others, they don't give you everything you need in one spot but they don't tell you that it's not all here and they don't tell you about the other spot. Rev. Chaffin says that she can see that it's not all in one spot. Mr. Sainovich says what we'll do is give me the name and number and he'll make sure that he'll look at what can be done as far as giving you some more tea for your brew and then, in fact, we are going to go forward or say you are not going to put up with it anymore but if you are going to do it he says that it would be a good thing because here's what happens, for example we have some police review boards that are countywide but he doesn't think that you would like your officers or your people that are making complaints judged by people that are

from some other area near Pittsburgh or the whole Allegheny County because they don't understand Duquesne like you understand Duquesne. Mr. Sainovich continues on saying that you know the problems that are here, they don't and says that he isn't going to have someone from Fox Chapel deciding what we are going to do to Duquesne. Mr. Sainovich says that he always encourages the local police review board because most of you are here to get things done. Mr. Sainovich says again that he will help you, give me the number and then we'll go from there.

Mayor Nesby responds saying just to go back a portion we, she did meet with Chief Dunlevy on the 8th of this month we were, due to the murder of the officer, Chief Dunlevy is not here today and says that she did not get that information because of the slayed officer so Mayor Nesby says she did not get that but as far as the different calls that you have made as she has expressed to you before that she lost her cellphone and she just got her cellphone back. Mayor Nesby continues on saying that she knows that she spoke with you one day and that she told you that she would call you back, she states that she was backed up on some different things that again she has been trying to accomplish for the City and she apologizes for that but during her discussion with Chief Dunlevy we have discussed having a citizens' listening session so that we can hear what the complaints are and also meeting with the CPRB to establish a bill of rights which somewhere in that would be addressing the police conduct as well as the citizens as far as response but that will be drafted and it will be something that we will sit down with the CPRB in order to complete it.

Ms. Washington responds saying if the Mayor doesn't respond and the Chief doesn't respond, what's the next step, who does it goes to next. Mayor Nesby responds saying that it should never get that far. Ms. Washington responds saying that she knows but she is just saying, because it has. Ms. Washington continues on to say that if you didn't say that you are going to do this and that now what would be her next step, where does she take it to. Mr. Sainovich says here's what's going to happen, she's going to contact me and when he finds out what happens, Mr. Sainovich says that he can email Council as a whole as to the issues that are there and then she can send an email out to everyone when she has an issue, now Mayor Nesby and Chief Dunlevy are going to be responsible for that but at least you'll know what's happening and then you'll be able to ask them why this or that hasn't been done if in fact something needs to be done.

Mrs. Henderson-Murphy says that she doesn't know if you remember that there was a meeting setup a while ago when you and Mr. Cliff Pitts and maybe the Chief, she doesn't know if Mayor Nesby was invited but for some reason the meeting was cancelled and she thought that at that meeting you all were going to establish a protocol, Mrs. Henderson-Murphy says that she was out of town for that and Rev. Chaffin said that it was never finished. Mrs. Henderson-Murphy says that she thinks that's what needs to be done and she imagines Myron can help. Rev. Chaffin responds saying that she is available and that she will adjust her schedule. Rev. Chaffin says that she can't get anybody to call or email her back or even acknowledge that she exists. Mrs. Henderson-Murphy interjects saying that she calls you back all the time and Rev. Chaffin agreed saying you do and even the City Manager does, Pastor Caldwell does with a text, Ms. Washington interjects saying that we talk on the street. Rev. Chaffin says that she stopped Ms. Washington on the street. Rev. Chaffin says that it's a really good thing and the community feels subjected because we have some great officers but there are some that are already establishing a pattern. Mayor Nesby interjects saying that the idea, the concept of starting the CPRB was to

address that and says again she apologizes for not having been as responsive as she should have been and says that her days are very full and that is no excuse but she did meet with Chief Dunlevy to go over the complaints and we haven't decided what day it would be but we do want to advertise so that we can have a listening session so that we can hear what the concerns are in the community and more input from the CPRB to establish a citizens bill of rights.

Rev. Chaffin says that she is not going to sit here and hear you say tell me what's happening and she tells you. Rev. Chaffin asks what the difference is when you're not going to do nothing, Mayor Nesby interjects saying that you are going to have to understand as far as that you all only meet once a month and again it's an opportunity to finally express how you are feeling as far as the police department and what is actually going on. Mayor Nesby continues on saying that it's a first time ever when we're even moving forward to allow that to conduct, you can't expect a history that has been accepted in the community to change overnight and again we still need to establish a protocol so everything else along those lines. Mayor Nesby says that when she had that talk when we were right here she said that her police officers were wrong and we are going to hold them accountable and she said that she means it.

Police Chief's Report – Chief Thomas Dunlevy: Chief Dunlevy submitted a written report.

Mayor's Report - Mayor Nesby:

I just want to go over a couple of more things saying that Grow Pittsburgh has offered to do another site for our community garden so if anyone has a site in mind throughout the community we would like to hear from you. Mayor Nesby says that today she spent the day with the Secretary of Agriculture for Pennsylvania going over the new budget which has been passed. Mayor Nesby continues to say that there is a stance of funding available to provide technical assistance and planning for additional community gardens within the City and we also discussed the Inner City Farm Project on the mill site which would potentially employ up to 190 people within the City of Duquesne. Mayor Nesby says that if everything continues to go well we're estimating \$45 million to generate to the City of Duquesne's economy in the next 3-4 years and part of that community benefits agreement is stating that we will employ up to 80 people from the community. Mayor Nesby continues saying the fact that a large percentage of our working class has a criminal background will not be impacted by their employment and entry level salaries are anywhere from \$32,000-\$38,000 a year, so we did go over and discussed that as well.

Mayor Nesby says also if you are interested we will have a compost workshop which will be out at our Duquesne Victory Garden that will be on July 28th at 6PM and if you are interested just please RSVP by July 24th which is tomorrow.

Mayor Nesby says that she will be speaking next week over in Clairton regarding the settlement agreement and as far as supporting the proceeds to go back to the communities funding so that it will improve the better quality of life for the residents in the Mon Valley. Mrs. Henderson-Murphy asks for the day of the week that it falls on and Mayor Nesby responds saying that she believes that it is on a Tuesday and that Council meeting is at 6PM over in Clairton.

Act 47 Coordinator's Report - Kristen Maser: No report.

City Solicitor's Report - Mr. Sainovich: No report.

Building Inspector/Code Enforcement Officer's Report - Vacant: No Report.

City Controller's Report - Vacant: No Report.

Fire Chief's Report - Chief Frank Cobb: No Report.

Motion to approve July bills.

First: Mrs. Henderson-Murphy. **Second:** Ms. Washington. **Motion carried:** 4-0.

Motion to adjourn at 8:27PM.

First: Rev. Caldwell. **Second:** Mrs. Henderson-Murphy. **Motion carried:** 4-0.

Nickole Nesby, Mayor

MaryLouise Bittner, Interim City Manager