COUNCIL MEETING MINUTES

CITY OF MONESSEN

CITY OF MONESSEN COUNCIL CHAMBERS

SEPTEMBER 14, 2023

6:30PM

Meeting called to order by Ron Mozer at 6:30pm.

1. ROLL CALL OF ALL MEMBERS PRESENT. Roll call by Michael Korposh – Anthony Orzechowski present – Lois Thomas present – John Nestor present – Donald Gregor present – Ron Mozer present.

2. OPENING PRAYER OFFERED BY COUNCILPERSON LOIS THOMAS, MEMBER OF THE CITY OF MONESSEN COUNCIL, MONESSEN, PENNSYLVANIA. Opening prayer offered by Lois Thomas.

3. PLEDGE OF ALLEGIANCE. Pledge of Allegiance led by Ron Mozer.

4. APPROVAL OF MINUTES OF PREVIOUS SESSION OF AUGUST 24, 2023. Motion to approval minutes of previous session by John Nestor – seconded by Donald Gregor – vote 5 – 0.

5. OPEN FLOOR FOR PUBLIC COMMENT ON AGENDA ITEMS ONLY. Ernie Telegraphis – you have a whole page #5 about – Halloween parade, trick or treat – how much is this costing the city (Anthony Orzechowski - $500,000 – free) the police, the firemen (Anthony Orzechowski – they come out for free – if I'm not wrong I believe they get other municipalities to help too) I don't believe that (Donald Gregor – I don't care what you believe) (Anthony Orzechowski – do you want me to bring up something from the past – we put this one on for the citizens of the city) the role of the government is to take care of the first duties – fixing potholes – we keep fixing tires – we

have these 2 buildings (Ron Mozer – get back on target) page 2 we are going to rehash the sewage project (Ron Mozer – where do you see that) you are like Mr. Ed on tv – nothing is on the website – we have to depend on you, grandpa talking to the children – you made a big hassle about the 5th street drug store – you have these two building that are going to fall down (Ron Mozer – we have 60 other properties – all together we have 400 properties and they are all important)

6. CORRESPONDENCE - none

OLD BUSINESS N/A

7. REPORT OF THE SOLICITOR OF THE CITY OF MONESSEN. Jospeh Dalfonso – you will see on the agenda about the discussion of Huffman Kennel – there is no early termination clause – the contract expires at the end of the year – if the council continues with them, we should negotiate a early termination clause – I had a zoom call with the mayor, city administrator and People's Natural Gas about the progress or lack of progress on the gas line on Schoonmaker Avenue – I worked with the city administrator on day to day issues.

8. REPORT OF THE CITY TREASURER OF THE CITY OF MONESSEN. Gerald Saksun – garbage fees and city real estate taxes collected for the month of August 2023 – garbage fee current $1,650 – year-to-date $304,704 – 2023 budget $325,587 – garbage fee delinquent $485 – year-to-date $43,217.03 – 2023 budget $80,780 – amount collected by Portnoff year-to-date $13,648.84 (included in the total above) penalty and interest-Portnoff year-to-date $2,516.90 – 2023 budget $2,145 – garbage collected for next year 2024 $25 – year-to-date $1,525 – 2023 budget $1,385 – total garbage fees $2,160 – year-to-date $387,962.93 – 2023 budget $409,897 – city real estate taxes revenue – city real estate taxes current $24,949.17 – year-to-

date $1,966,587.18 – 2023 budget $2,013,724 – city taxes prior year collected by city year-to-date $8,673.30 – 2023 budget $5,503 – subtotal year-to-date $1,975,260.48 – delinquent city taxes – city taxes collected by Westmoreland Tax Claim Bureau $68,414.81 – year-to-date $166,447.44 – 2023 budget $167,423 – total year-to-date taxes $2,141,707.92 – city real estate tax distribution as of August 31, 2023 general fund year-to-date $1,374,188.72 – 2023 budget $1,400,947.79 – debt service year-to-date $372,929.21 – 2023 budget $380,191.09 – library year-to-date $40,551.59 – 2023 budget $40,677.22 – parks year-to-date $187,590.96 – 2023 budget $191,907.90 – total year-to-date $1,975,260.48 – 2023 budget $2,013,724 – real estate transfer tax August $7,841.16 – year-to-date $48,041.53 – 2023 budget $89,333 – earned income tax August $73,070.07 – year-to-date $462,163.49 – 2023 budget $513,898 – mercantile tax August $775.83 – year-to-date $18,351.65 – 2023 budget $22,579 – local services tax August $13,661.14 – year-to-date $56,554.87 – 2023 budget $53,357 – tax certifications August $2,030 – year-to-date $17,100 – 2023 budget $21,940 – municipal lien letters August $1,350 – year-to-date $11,925 – 2023 budget $14,775 – line usage account unsewered payments year-to-date $10,593 – line usage fee August $66,623.98 – year-to-date $600,261.85 – total line usage account year-to-date $610,854.85. Motion to accept treasurer's report by John Nestor – seconded by Lois Thomas – vote 5 – 0.

9. REPORT OF THE CITY CONTROLLER OF THE CITY OF MONESSEN.

Rosalie Nicksich – absent – will give at the next meeting.

10. NEW BUSINESS

Mayor Ron Mozer, Director of Public Affairs

a. Mayor Mozer's Update of Issues for the weeks of August 24, 2023, to September 14, 2023. Ron Mozer – we held several meeting with PNG, we got the senators involved – PNG delayed the reconstruction of Schoonmaker from 9th Street to 4th Street – they needed to send a copy of the specs for the handicap ramps – they did not sent them last year or the beginning of this year – they just sent them the past week – PennDOT said they will process them this week – Schoonmaker is a PennDOT road and we don't have much say so on it – late summer PNG left the road in poor condition – they left trenches open – they put gravel over the pipe – when it rained it acted like French drains and water ran into the businesses – PNG came out and put cold patch over the gravel – when the cold patch settled it happened to be a holiday weekend – vehicles were damaged – we could not get anyone at PNG – our local streets department put more cold patch over the existing cold patch – this week PNG are working from 4th Street to Oneida – yesterday it was a dust bowl – you did not want to park there or walk on the sidewalks – we complained – they sent someone out to clean it up – like I said before we can only use the senators and congress to put pressure on them – we are asking them to pave from curb to curb no since they cause Monessen so much trouble – they are not the old game in town we are working with – we are working with PennVest on Phase 4 – Reed - Delaware – they completed 9th Street and they repaved – they finance sewer projects not paving project – they only pave what they tear up and one foot on either side – what you end up with is one side nice pavement and the other old pavement – once we come to plow those road – I'm afraid – we have been in constant communication with CBDG – Walt Hagland – we held the first meeting for the 2023 CDBG funds – we included money for roads

in the 2023 funds – we can use CDBG money for reconstruction of roads but not patching roads – (showed a small film on the projector) the 3rd Street sewer project – 72" line down 3rd Street – using a camera – you can see a hole in side of wall – took camera down further and the pipe is gone – there are holes in the bottom & holes in the side – typically they would dig up the road and replace the pipe – this is expensive – we are working with a company that works with spray concrete – the guys go down in there to fix both pipes – they send a machine through and it sprays concrete all over and it fixes it – they are able to repair the line without digging up the roads – the spray concrete will last about 50 years – 50 years from now they will be doing something again.

b. Motion to approve Requisition No. 10 and Certificate in the total amount of $405, 914.60 for the Phase 3A and Phase 3B work performed during the month of August 2023. The breakdown pursuant to Section 10 of the Loan Agreement for invoices are delineated for payment as follows:

*** Construction Phase 3 Invoice for services performed 08/05/2023 through 09/01/2023 to W.E.C., Inc. in the amount of $11,174.80**

*** Resident Project Representative Invoice 1 for the period of 08/21/2023 through 09/01/2023 to W.E.C, Inc. in the amount of $15,132.00.**

*** Sewer Rehabilitation Phase 3 A Cured in Place Pipe 8"to 24" for the period of 08/28/2023 through 08/31/2023 to Insight Pipe Contracting, LLC. in the amount of $11,317.50.**

*** Sewer Rehabilitation Phase 3B Centrifugally Cast Concrete Pipe 36" to 84" for the period of 08/14/2023 through 08/31/2023 to MCSP, Inc. in the amount of $368,290.30. (All Invoices and Payment related Materials are attached to this Agenda as Exhibit C.** Motion by Lois Thomas – seconded by John Nestor – vote 5 – 0.

c. Motion by the City of Monessen to authorize the Police and Civil Service Commission to authorize the testing processes for a new Full Time Officer within the City of Monessen Police Department. Motion by Lois Thomas – seconded by John Nestor – vote 5 – 0.

d. Motion to authorize advertising for an available position within the Streets and Parks Department of the City of Monessen. Motion by Lois Thomas – seconded by John Nestor – vote 5 – 0.

e. Motion to transfer property at 474 Motheral Avenue, 20-02-07-0-137 and 456 Motheral Avenue, 20-02-07-0-139 to the Redevelopment Authority of the City of Monessen for the suggested sale to Erica Davis who has maintained those properties and lots for the past 13 years. Motion by Lois Thomas – seconded by John Nestor – vote 5 – 0.

f. Motion to accept the resignation of Mr. Mark Galper from the Library Board of the City of Monessen from his term of service which is set to expire on December 31st, 2024. Motion by Lois Thomas – seconded by John Nestor – vote 5 – 0. (Donald Gregor – I would like to thank him for his services).

g. Motion to advertise for a position on the Library Board of the City of Monessen for a term of service to begin immediately

upon the appropriate approval by Council, and to expire on December 31st, 2024. Motion by Lois Thomas – seconded by John Nestor – vote 5 – 0.

h. Motion to permit the Civic Center of the City of Monessen to hold a Vendor's show on Saturday November 4th, 2023, from 12 pm to 6 pm for a Craft, Food and Entertainment Vendors Showcase as a fundraising event for Civic Center Program's and operations. The City will also develop a contract and Vendor's Agreement for this event. Motion by Lois Thomas – seconded by John Nestor – vote 5 – 0.

Councilman Anthony Orzechowski, Director of Accounts and Finance

a. Motion to pay the following invoices from the General Account in the amount of $77,813.60. All invoices are attached to this agenda as Attachment "A". Motion by Anthony Orzechowski – seconded by John Nestor – vote 5 – 0.

b. Motion to pay the following invoices from the Parks Fund Account in the amount of $2,523.33. All invoices are attached to this agenda as Attachment "B". Motion by Anthony Orzechowski – seconded by John Nestor – vote 5 – 0.

c. Motion to pay the following invoices from the Recreational Fund Account in the amount of $648.18. All invoices are attached to this agenda as Attachment "C". Motion by Anthony Orzechowski – seconded by John Nestor – vote 5 – 0.

d. Motion to pay the following invoices from the Liquid Fuels Account in the amount of $5,439.93. All invoices are attached to this agenda as Attachment" D". Motion by Anthony Orzechowski – seconded by John Nestor – vote 5 – 0.

e. Motion to pay the following invoices from the Grant Fund Account in the amount of $1,580.00. All invoices are attached to this agenda as Attachment "E". Motion by Anthony Orzechowski – seconded by John Nestor – vote 5 – 0.

f. Motion to transfer $70,474.10 to the Payroll Account from the General Account. Motion by Anthony Orzechowski – seconded by John Nestor – vote 5 – 0.

g. Motion to add $2,000.00 from the General Account to the Healthcare Account. Motion by Anthony Orzechowski – seconded by John Nestor – vote 5 – 0.

Account balances – ARP $243,675.50 – line usage $701,128.41 – grant $54,106.71 – park $50,198.72 – debt service $1,046,825.69 – refuse $159,930.64 – healthcare $4,206.34 – payroll $7,093.83 – fire escrow $20,918.72 0 liquid fuels $173,651.54 – recreation $4,237.72 – general $556,762.45.

h. Discussion of Hoffman Boarding Kennel's contract with the City of Monessen and its offer of renewal for a new two-year period commencing on January 1, 2024. Anthony Orzechowski – (Ernie Telegraphis – the lawyer took care of it) thank you.

i. Discussion of the scheduling of the upcoming Halloween Parade set for Thursday October 26th, commencing at 6:30 pm with a Lineup and organization at 6:30 pm, and the Parade to begin at 7:00 pm. The parade will commence and finish at the Monessen Emergency Medical facilities on Donner Avenue at the end of town. Anthony Orzechowski – Ricky Dick wants to have the parade explained as above (Ron Mozer – we have a meeting that night) can we move the meeting to Wednesday (council – fine with us) (Ron Mozer – we have to advertise the meeting day

change and will have to move the CDBG meeting from Wednesday to Tuesday) (Ernie Telegraphis – all this for Halloween) (Ron Mozer – it's not your decision – we will see if we can move thing around) (Donald Gregor – what are we going to do with Hoffman's) (Anthony Orzechowski – don't we want to have a discussion) (Joseph Dalfonso – they contract does not end until the end of the year – you can do a RFP) (Donald Gregor – do we have to make a motion) (Joseph Dalfonso – we can put up an RFP at the next meeting)

j. The City of Monessen is also announcing that it will be celebrating Trick or Treat within the City on Saturday October 28th, 2023, from 6:00 pm to 8:00 pm. Anthony Orzechowski – read the announcement above – I will mention another thing that is not on the agenda – it will be on the agenda for next time – we received a request for the trunk & treat from 2pm to 4pm(Donald Gregor – that would be fine – they will be dressed and they can go from one to the other) (Ron Mozer - Salvation Army would like to work with the city and do it at the same time – 3rd Street)

Councilman Lois Thomas Director of Streets and Public Improvements

Streets and Public Improvement Report for month ending August 31st, 2023. Lois Thomas – defer to next meeting.

Councilman John Nestor, Director of Public Safety

Police and Public Safety Report for month ending August 31st, 2023. John Nestor – defer to next meeting but would like to talk about a few things – working with Mike, we are having issues with the generator at the fire station (Michael Korposh – I thought it

was fixed) Joe mention something about the opening the door – he also mentioned something about some repairs that have to been finished on the building – toilets – men's locker room urinals – women's toilet – garage door openers – both not working – truck radiant heat has not been service since it was installed – maybe someone from down there can start working on getting a bid to repair these items (Donald Gregor – I talked with Steve Gaydos – I though these items were being worked on – I submitted a list to Michael Korposh – we having trouble to get someone to take a look at them – ask Steve Gaydos if he can give us quotes to make the repairs – this has been going on for months) (Michael Korposh – I talked with Steve today and if I can't get something moving on the plumbing, we are going to go in a different direction – now the heater – we are looking at that now – water and related items has to move along) (Anthony Orzechowski – we spent a lot of money on that generator – we even have a service contract – it's not working) (Michael Korposh – it is working – I will check it out) (David Yuhasz – the electrician was there and then they came back and checked it over – it's working) (Donald Gregor – did they test it – I would like them to shut off the power and make sure it works) (David Yuhasz – I was not there – I don't know) (John Nestor – have them come back and test it to make sure it works – it's the fire department side – the doors – the bays – Mike can you send the list to council so everyone is aware of the issues)

Councilman Donald S. Gregor, Director of Parks, and Public Property

Parks and Public Property Report for the month ending August 31st, 2023. Donald Gregor – defer to the next meeting. One comment to make – I am meeting with fire charity to see what we

can do – I don't expect to get it done this year – hope to get it approved and get it voted on and get it done so they can reimburse us for it)

11. OPEN THE FLOOR FOR PUBLIC COMMENT ON ANY ITEM.

Delmar Hepple – the paving on 9th Street from Schoonmaker to where (Ron Mozer – to Knox – this is part of the sewer work) can't we use line usage money to pave it (Ron Mozer – no because it was part of the sewer work – we can used CDBG money) it is ready for paving - it would only be an 1 ½" overlay (Ron Mozer – we will use CDBG money)

Ernie Telegraphis – how much salt do we have (Ron Mozer – how much snow do we have) (Donald Gregor – Hepple how much salt do we have) (Delmar Hepple – 350 ton) (Donald Gregor – that is all that will fit) that is all I wanted to know – why is there no one from the city going to the school board meetings (Ron Mozer – I go except for the last one – I had another meeting) they had someone from Home Land Security – they want everyone to get a cyber security certificate – I guess we are going to a digital surveillance society – no one connects the dots – no one can read or think for themselves – they put them in front of computers – no one is teaching what is they need to learn – the mayor of Canonsburg came out and said he was not going to tolerate any drugs in the community – what have you done – we have drugs all over the place – the police can only do so much – mayor you are the one in charge to keep everyone safe – what plan do you have in place (Ron Mozer – I rely on the police department) don't throw it back on the police (Ron Mozer – they are working on a program – they have a minimum of two police per shift) (Pino Cianflone – it is on you – you need to hire more police) (David Yuhasz – we have two officers on first shift – sometimes three –

we have state police) (Pino Cianflone – in your opinion what do you need) (David Yuhasz – that is why I am asking for the test) I believe you need more than one (Ron Mozer – what is our position with the state police) (David Yuhasz – they will help this area – we can see what they can do) (anonymous – we always had a drug task force in Monessen – why don't we have one now) (Ron Mozer – I depend on – we have had several busts this year) (Linda Lacey – we never read about it in the paper) (Pino Cianflone – we have a fake newspaper – all we know is about this pipe job going on – the newspaper is doing for themselves – they are not doing what they are supposed to do (Donald Gregor – you said we had a designated drug task force) (Anonymous – yes when I was mayor – we got funding for it) (Donald Gregor – can we look into funding again) (David Yuhasz – when we work with the task force, they reimburse us for our time) (Donald Gregor – is this funding not available any more) (anonymous – they pay us back for the time – we get money from the busts – you have not done that for years) (Ron Mozer – yes we have – we get money from the past drug busts) (anonymous – we don't read about any busts in the paper) (Ron Mozer – sorry we don't control the paper) (anonymous – you have control about what goes on here) for over a year the library roof leaks – they have other issues too (John Nestor – thanks for bringing that up - do we have a list of issues at the library) Dave Zilka talks to you (Ron Mozer – he never gave me a list - I don't have a list) (Lois Thomas – I don't have a list – have them send us a list) you are supposed to represent the major not the minority – everytime you have your circus – no one is there – the average people of Monessen are not there with their kids - if we are going to have everything for the minorities – why don't we have Chinese new year's – American Indian

reservation – we can go on and on – your duty is to the majority of the taxpayers.

Pino Cianflone – who is in charge of the police department (John Nestor – they are under the mayor – I read the report & I work with the chief) the code enforcement (John Nestor – code enforcement is mine) when was the last time you received a report from code enforcement (John Nestor – I get a report every month) when is the last time you got a written report (John Nestor – I get a written report) can you pass it along to us (John Nestor – I read a report every month) you have two code enforcement officers on duty – I don't see anything they do – all I can tell you is when I go through Monessen on the main drag from Donora and you go up on top of the hill it a shame (John Nestor – I think we touched on this before – a lot of it is with the judicial system) I would like to have a report that tells us how many go to the judicial court – there are other ways of doing it (Donald Gregor – not sure what you mean) (Joseph Dalfonso – every report shows how many citations are issued every month) (John Nestor – I can give you the number of citations – how detailed do you want the report) I would like to know who you cited – it should be a print out – a guy on Montraver has cut the grass twice in two years – behind my house – things are looking up – the rest of Monessen sucks (John Nestor – I think we are getting off track – what kind of information do you want to see about the citations – I'm not sure if we can put names on there) what part of English do you not understand – I am going to make sure you know what I want – I want to know who are they and how many there are (John Nestor – I don't know if we can put names) (Joseph Dalfonso – I will look into that) behind me - they cut the grass upfront – the last time I looked – my family owned

this property for 50+ years – me for 17 years – hedges were 5 feet high – then 10 feet high – now 14 feet high – I mentioned that to the code officers - when are they going to get him to cut the hedges – that is a question – I'm going to give you another answer – when People's gas company was doing the work on Schoonmaker – you stood there and said they were going to pave the road from sidewalk to sidewalk – when they didn't – you said they didn't (Donald Gregor – that is a state road and we are bound by what the state does – they only pave the one side – we can't do anything about that) he said they were going to have it paved from curb to curb – you said about the pipes and the concrete in 50 years from now – hope you won't be here – you say stupid things – you are already on that page – I'm going to ask one more question – did you learn anything from the guy who did the dog show and the other one – did you see how many people showed up – you probably didn't even go (Ron Mozer I was at both) I don't believe you – all you do is lie – how about the fake newspaper you got – the roadwork that is in the paper – what a great job you are doing – you suck – ok – that's number 1 – if the newspaper wants to serve the community (Ron Mozer – I don't control what the newspaper writes – coming down Donner by Cleveland Cliffs – there is a sign on the fence – did you see the sign) I don't know what you are talking about (Ron Mozer – you need to pay attention when you are driving by – go read the sign – all hands on deck – work together – If we all would do that – come work us) you don't work with anyone – you don't work with the people – you are with the three stooges (Ron Mozer – come help me) I gave you money to run – you were to run it the way you were supposed to be run – you're with the three stooges – I wasted my money – I gave to money to run this right (Ron Mozer

– are you done) you got the stuff on Schoonmaker – the same thing is going to happen with the pipes – you can't put a fishing contest together – no one shows up – you are a dud (Ron Mozer – thank you)

Linda Lacey – I have a comment and a questions – at one of the last meeting you took money from 10th Street paving and gave it to 3rd Street – now the 2023 CDBG money is going to pave a road – what happens to 10th Street (Ron Mozer – the worst part of 10th Street goes to Westmoreland County Housing – they are vacating – no one lives on that part of 10th Street – who are we fixing it for – how much money are we going to spend there) it is still part of our city – the first part of the street there are still people that live there in the first and second house – so you better figure out how to get money to pave the road – you have done that from Westgate – you have neglected that part of the city (Ron Mozer – how much money have we put into 9th Street Park) that is because Lois and I have been after you – don't use 9th Street as a big favor for us (Ron Mozer – ok)

Ed Lafevre – I would like to see the code enforcer certificate (Ron Mozer – there are many things he does – what he does, he is certified to do) (Joseph Dalfonso – he is not a building code enforcer) (Ron Mozer – we can use K2 Engineering) (Joseph Dalfonso – he is the code enforcement official – high grass) Mr. Mayor I want to read a letter sent to the Mon Valley Independent that was never printed – is that ok (Ron Mozer – go for it) he read a letter he sent to the newspaper XXXXXXXXXXXX. - the Mon Valley Independent has never been critical for anything the city mayor has done – it appears that you are correct all the time – I understand they won't publish your article if you use inappropriate language – I use appropriate language – every one

has a right to freedom of opinion – Article 19 – through any media – is a newspaper part of the media – the owner and editor of newspaper should be willing to publish the letters sent to them – the resident of community need to know the views of their citizens – they abandoned any articles that are against the mayor and the council – let up on banning or any criticism of the mayor and the council – everything should be in the newspaper – this is like Russia (Ernie Telegraphis – I want to thank the mayor for not having that stop clock – I'm glad you got that out of your system) (Pino Cianflone – code enforcement only is to make sure the grass cut) (Joseph Dalfonso – that's not what I said – he enforces the International Property Maintenance Code – they were talking earlier about the building code – high grass – weeds – something wrong with the house – gutters falling off – do you understand) (Pino Cianflone – yes – so we are paying two people) (Joseph Dalfonso – two part time people) (Pino Cianflone – so we are paying two people to check on cutting grass – how much are we paying them) (Joseph Dalfonso – I think $14/hour) (Donald Gregor – for two $28/hour) (Pino Cianflone – you should know how much you have paid them – they just only there to enforce the roof, the gutters, grass cutting – we are paying two people to do that – you give it to me and I'll do it for nothing – I'll do the job – you want me to help clean the shit up – two people drink coffee and run drive around)

Pastor Tim – about the code enforcement officer – he was just at my place to inspect the restaurant – we want to make sure we are sanitary so no one can get sick (Joseph Dalfonso – sorry I – I forgot about the health inspections) (Pino Cianflone attempt to interrupt)I have the podium – podium etiquette - it is my turn to talk – when I can done you can come back and speak if you want –

I have the podium – second thing I'm not a Halloween fan at all – my children never celebrated but I know how important it is to the community – it's about the return for public relations – the community gets together – you build hope and community – I'm not a fan but the idea of building community is an important thing – I want to thank this council and the mayor and everyone who works in the community – this city has struggles – are you perfect – no – are any of us – no – drug enforcement is a big concern – we have a program in our building to help them – I understand everything you are saying – you are fighting the good fight and keep it up) (Pino Cianflone – I pay taxes in Monessen – he doesn't – I pay school taxes in Monessen – he doesn't – we give him a free ride – go back to Belle Vernon) (Jospeh Dalfonso – I don't think we need to attack – you are not being respectful) I'm not being disrespectful (Joseph Dalfonso –yes you are) (chatter XXXXXX)

12. ADJOURNMENT Motion to adjourn meeting by John Nestor at 7:45pm – seconded by Donald Gregor – vote 5 – 0.