

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING MINUTES
WEDNESDAY, JANUARY 19, 2022**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, January 19, 2022 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237. The meeting was also held virtually via Zoom remote audio and video conferencing due to the COVID-19 pandemic.

Council President John Parks called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Jiang Lipresent
Brian S. Malkinpresent
Lucas R. Myslinski, Vice Presidentpresent
Uday Palledpresent
John P. Parks, Presidentpresent
Thomas C. Schwartzmier, Second Vice Presidentpresent
Junior Councilperson Jackie DiGiacomopresent
Mayor Dennis E. O’Keefepresent

BOROUGH ENGINEER:

Kevin Brett, Lennon, Smith, Souleret Engineering, Inc.present

SOLICITOR:

Robert Max Junker, Babst Callandpresent

STAFF:

Zach Brower, Recreation Program Directorpresent
Gary Bucuren, Superintendent of Public Works.....present
Cindy Crain, Finance Director/Borough Treasurer.....present
Rege Ebner, Borough Managerpresent
Walt Healy, Police Chief.....present
Cathy Krummert, Borough Secretarypresent
Tim Phillips, Building Inspector/Zoning Officer.....present

PRELIMINARY MATTERS

SWEARING IN OF NEW POLICE OFFICERS – Mayor O’Keefe administered the Oath of Office to new Police Officers Tyler M. Jamison and Michael R. Kosko.

PUBLIC COMMENTS

Beth Wivell, 3510 Washington Lane – Asked for updates regarding the Bliss Development adjacent to Washington Lane. Mr. Parks indicated that the Borough will be in touch with the residents.

APPROVAL OF THE MINUTES – Mr. Myslinski moved the minutes of the December 15, 2021 pre/post meeting, the December 15, 2021 regular meeting, and the January 3, 2022 work session, be approved, seconded by Mr. Schwartzmier and carried.

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TREASURER'S FINANCIAL REPORT – Mrs. Crain summarized the December Treasurer's Financial Report. The General Fund revenues for the month of December totaled \$768,748.00. Year-to-date total revenues are \$10,635,416.00, which represents 108% of the 2021 total budget. The General Fund expenditures for the month of December totaled \$1,434,133.00. Year-to-date total expenditures are \$9,544,456.00, which represents 83% of the 2021 total budget. Mr. Schwartzmier moved the December Treasurer's Financial Report be accepted as read, seconded by Mr. Palled and carried.

POLICE REPORT – Mayor O'Keefe read the Police Report and activity report for the month of December 2021. The police responded to 535 calls for service. Mr. Myslinski recommended the Police Report be filed with the Police Secretary.

FIRE COMPANY REPORT - Mr. Myslinski read the Fire Company Report for December 2021. Mr. Myslinski indicated that the fire company responded to 21 calls for the month and the manpower for the month totaled 677 volunteer hours.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for December 2021. Mr. Phillips issued 9 permits and collected \$747.00 in fees. Total value of construction was \$86,629.00.

ANNOUNCEMENT OF EXECUTIVE SESSION – Mr. Parks announced that Borough Council held executive sessions on December 15, 2021 to discuss the Yochus litigation, Hartman Farms litigation, Public Works/Parks contract update and a personnel matter and on January 3, 2022 to discuss the Davies litigation, the Hartman Farms litigation, the Public Works/Parks CBA and a potential property purchase.

OLD BUSINESS

None

NEW BUSINESS

APPROVAL OF THE BILLS – Dr. Li moved Council authorize the payment of the bills, which have been reviewed and approved since the last meeting, seconded by Mr. Malkin and carried.

DEERFIELD ESTATES PLAN PHASE I, SET-ASIDE AGREEMENT REDUCTION – Mr. Schwartzmier moved the Set-Aside Agreement in the amended amount of \$2,327,730.00 for the Deerfield Estates Plan Phase I, be reduced by \$378,770.00 leaving a balance of \$1,948,960.00, in accordance with the letter from Lennon, Smith, Souleret Engineering, Inc. dated December 15, 2021, seconded by Mr. Myslinski and carried.

OAK GROVE SUBDIVISION PLAN, DENY REQUEST TO ACCEPT DEDICATED IMPROVEMENTS – Mr. Palled moved to acknowledge receipt of the Borough Engineer's letter dated January 12, 2022 and to deny the request made by Rolling Lambert Building Company for the Borough to accept the dedicated public improvements in the Oak Grove Subdivision Plan, seconded by Dr. Li and carried.

OAK GROVE SUBDIVISION PLAN, DEVELOPMENT CASH BOND REDUCTION – Mr. Myslinski moved the cash bond in the amount of \$23,700.00 being held for the Oak Grove Plan of Lots, be reduced by \$11,250.00 leaving a balance of \$12,450.00, in accordance with the letter from Lennon, Smith, Souleret Engineering, Inc. dated January 12, 2022, seconded by Dr. Li and carried.

OAK GROVE SUBDIVISION PLAN, DENY REDUCTION OF IMPROVEMENT CONSTRUCTION AGREEMENT CASH BOND – Mr. Malkin moved to deny the request made by Rolling Lambert Building Company for the Borough to release the Cash Bond in the amount of \$3,720.00 being held under the Improvement Construction Agreement for E&S control, seconded by Dr. Li and carried.

ADVERTISE FOR BIDS FOR TRUCKING SERVICES – Dr. Li moved to authorize advertising for bids for Trucking Services, seconded by Mr. Schwartzmier and carried.

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NORTHLAND LIBRARY FIRST QUARTER PAYMENT – Mr. Schwartzmier moved the Treasurer's office be authorized to prepare a check in the amount of \$86,215.25 payable to Northland Library for the first quarter payment of 2022, seconded by Mr. Myslinski and carried.

COMPREHENSIVE PLAN, ACCEPT PHASE I DELIVERABLES FROM HRG AND AUTHORIZE HRG TO PROCEED WITH PHASES II AND III – Mr. Myslinski moved the Borough accept the Phase I deliverables provided by Herbert, Rowland & Grubic, Inc. (HRG) for planning services for the Multi-Municipal Comprehensive Plan for the Borough and Ohio Township, and that HRG proceed with Phases II and III as defined in the Scope of Services in the previously approved August 18, 2021 Agreement, seconded by Dr. Li and carried.

AUDUBON SOCIETY PROPOSAL FOR THE MEL LUBERT NATURE PRESERVE CONSERVATION PLAN – Mr. Malkin moved to accept the Proposal from the Audubon Society of Western Pennsylvania for the Mel Lubert Nature Preserve Conservation Plan in Old Orchard Park, at a total cost of \$12,785.00, to include an inventory of existing conditions with an emphasis on flora and fauna, identifying opportunities and management recommendations and providing additional resources to support plan implementation, seconded by Mr. Myslinski and carried.

PAYLOCITY AGREEMENT FOR TIMEKEEPING AND PAYROLL PROCESSING – Mr. Palled moved to approve the Agreement with Paylocity at an estimated cost of \$13,716.00 per year, based on the number of employees each month, to include timekeeping, bi-weekly payroll processing, year-end fees associated with W2/1099 preparation and one-time set up fees, seconded by Mr. Malkin and carried.

NICHOLAS D. SCHULTZ PROMOTION TO PARKS LABORER – Mr. Myslinski moved to ratify the promotion of Nicholas D. Schultz to the position of Parks Laborer, at a rate of \$25.66 per hour, effective January 17, 2022, seconded by Dr. Li and carried.

RESOLUTION NO. 1287-2022, INVOKING PENDING ZONING ORDINANCE DOCTRINE – Mr. Junker summarized Resolution No. 1287-2022. Mr. Malkin moved to adopt Resolution No. 1287-2022 resolving that at a future meeting the Borough Council will consider an amendment to the Borough Zoning Ordinance and to invoke the pending Zoning Ordinance doctrine, seconded by Mr. Palled. Mr. Junker explained that attached to the resolution is Ordinance No. 665-2022 establishing a requirement for buffer yards for new developments that abut interstate highways. The Borough is invoking the pending zoning ordinance doctrine because it will take some time for the ordinance to be enacted. A public hearing regarding this ordinance will be held at the March 16th regular meeting. Once the public hearing is advertised, the ordinance will be considered in pending status and any application received after that time will need to meet the requirements of the ordinance. The motion carried.

PENN POWER RIGHT OF WAY AGREEMENT LINBROOK PARK – Mr. Schwartzmier moved to approve the Right of Way Agreement between the Borough and the Pennsylvania Power Company for the installation of a new electrical service for the Lenzner/O'Keefe Memorial in Linbrook Park on Big Sewickley Creek Road, Parcel ID No. 1343-K-00083-0000-01, seconded by Mr. Myslinski and carried.

RESOLUTION NO. 1288-2022, UPDATED EMERGENCY OPERATIONS PLAN – Mr. Junker summarized Resolution No. 1288-2022. Mr. Myslinski moved to adopt Resolution No. 1288-2022 approving, adopting and placing into immediate effect, the updated Emergency Operations Plan of Franklin Park Borough dated January 2022, seconded by Dr. Li and carried.

PURCHASE TORO 6000 SERIES Z MOWER FOR THE PARKS DEPARTMENT – Dr. Li moved to authorize the purchase of one new Toro 6000 Series Z Mower with attachments for the Parks Department from E. H. Griffith, Inc. of Pittsburgh, PA 15218 through contracting distributor Turf Equipment and Supply Company under State Contract No. 4400020108, (under Parent Contract #4400020042) at a cost of \$15,347.39 after trade in, seconded by Mr. Malkin and carried.

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RESOLUTION NO. 1289-2022, TRADE IN OF 2013 TORO 6000 Z MOWER – Mr. Junker summarized Resolution No. 1289-2022. Mr. Schwartzmier moved to adopt Resolution No. 1289-2022 authorizing the trade-in of one 2013 Toro 6000 Z Mower for the amount of \$2,000.00 to E. H. Griffith, Inc., toward the purchase of one new Toro 6000 Series Z Mower, previously authorized, seconded by Dr. Li and carried.

COMMENTS BY MAYOR AND COUNCIL MEMBERS:

Mayor O'Keefe and all Council members welcomed the new Police Officers and thanked the Public Works Department for a great job during the recent snow event.

CHIEF OF POLICE

- Chief Healy thanked Council and the Mayor for allowing him to hire the two new officers who will be a great addition to the department.

SUPERINTENDENT OF PUBLIC WORKS

- Mr. Bucuren thanked everyone for the comments and asked residents for their patience during snow and ice events.
- Christmas tree collection will continue through the end of the month.

MR. PARKS – Received many positive comments from residents following the recent snowfall.

COMMENTS FROM THE FLOOR - None

MOTION TO ADJOURN – Mr. Myslinski moved to adjourn the meeting, seconded by Mr. Malkin and carried. The meeting adjourned at 8:32 p.m.

Respectfully submitted,



Cathy L. Krummert
Borough Secretary

Audience Present - 20 (15 in person/5 virtual)