

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING MINUTES
WEDNESDAY, AUGUST 17, 2022**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, August 17, 2022 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237. The meeting was also held virtually via remote audio and video conferencing.

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 via Zoom
Uday Palledpresent
John P. Parks, Presidentpresent
Thomas C. Schwartzmier, Second Vice Presidentpresent
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.....absent
Rege Ebner, Borough Managerpresent
Walt Healy, Police Chief.....present
Cathy Krummert, Borough Secretarypresent
Tim Phillips, Building Inspector/Zoning Officer.....present

PRELIMINARY MATTERS

APPOINT AVA DIGIACOMO AS JUNIOR COUNCIL PERSON – Mr. Malkin moved Ava DiGiacomo be appointed as the Junior Council Person for the 2022/2023 school year, seconded by Mr. Palled and carried. Mayor O'Keefe administered the Junior Council Person Pledge.

PUBLIC COMMENTS

The following attended the meeting in person and commented:

Ann Fetterman, 2236 Kingridge Road discussed her concerns regarding the possibility of the Borough renting the pavilion at Old Orchard Park, asked that restrictions be implemented, and residents' concerns be considered.

APPROVAL OF THE MINUTES – Mr. Schwartzmier moved the minutes of the July 20, 2022 pre/post meeting, the July 20, 2022 regular meeting, and the August 3, 2022 work session, be approved, seconded by Dr. Li and carried.

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TREASURER'S FINANCIAL REPORT – Mr. Ebner summarized the July Treasurer's Financial Report. Year-to-date total revenues are \$6,486,661.00, which represents 62% of the 2022 total budget. Year-to-date total expenditures are \$5,474,295.00, which represents 45% of the 2022 total budget. Mr. Myslinski moved the July Treasurer's Financial Report be accepted as read, seconded by Dr. Li and carried.

POLICE REPORT – Mayor O'Keefe read the Police Report and activity report for the month of July 2022. The police responded to 705 calls for service. Mr. Schwartzmier recommended the Police Report be filed with the Police Secretary.

FIRE COMPANY REPORT - Mr. Parks read the Fire Company Report for July 2022. Mr. Parks reported that the fire company responded to 21 calls for the month and the manpower for the month totaled 395 volunteer hours.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for July 2022. Mr. Phillips issued 27 permits and collected \$37,110.00 in fees. Total value of construction was \$2,718,238.00.

ANNOUNCEMENT OF EXECUTIVE SESSION – Mr. Parks announced that Borough Council held an executive session on August 3, 2022 to discuss the Davies litigation, the Odorisio litigation, the Bliss Development potential litigation, the Summer Fields potential litigation and the Willow Ridge potential litigation. Borough Council held an executive session on August 17, 2022 to discuss the Bliss Development potential litigation, the Summer Fields potential litigation, the Willow Ridge potential litigation and the Estates at Franklin Fields potential litigation.

OLD BUSINESS

None

NEW BUSINESS

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

DEERFIELD PLAN PHASE I, SET-ASIDE AGREEMENT REDUCTION – Dr. Li moved the Set-Aside Agreement in the amended amount of \$1,136,390.00 for the Deerfield Estates Plan Phase I, be reduced by \$481,820.00 leaving a balance of \$654,570.00, in accordance with the letter from Lennon, Smith, Souleret Engineering, Inc. dated July 26, 2022, seconded by Mr. Schwartzmier and carried.

PRIMROSE SCHOOL OF WEXFORD, PERFORMANCE BOND REDUCTION – Mr. Schwartzmier moved Frankenmuth Mutual Insurance Company Performance Bond No. SUR0003701 in the amount of \$474,500.00 issued for Avor Education, Inc. DBA Primrose School of Wexford, located at 2598 Wexford Bayne Road, be reduced by \$460,920.00 leaving a balance of \$13,580.00, in accordance with the letter from Lennon, Smith, Souleret Engineering, Inc. dated July 26, 2022, seconded by Mr. Myslinski and carried.

INTRODUCE ORDINANCE NO. 669-2022 ACCEPTING THE OAK GROVE FINAL SUBDIVISION PLAN
Mr. Junker introduced Ordinance No. 669-2022 accepting and adopting as a Borough street Adele Court and all appurtenances in the Oak Grove Final Subdivision Plan. This ordinance will be advertised for potential action at the September regular meeting, and personal notice will be mailed to the residents of Adele Court.

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RESOLUTION NO. 1306-2022 ADOPTING A FUND BALANCE & RESERVE POLICY – Mr. Junker summarized Resolution No. 1306-2022. Mr. Schwartzmier moved to adopt Resolution No. 1306-2022 adopting a Fund Balance & Reserve Policy for the Borough consistent with Governmental Accounting Standards Board Statement No. 54, Fund Balance Reporting and Governmental Fund Type Definitions, seconded by Mr. Palled and carried.

REJECT SOLE BID FOR SUMMER FIELDS SIDEWALK IMPROVEMENTS – Mr. Malkin moved to reject the sole bid received from N & N Landscaping LLC of Sewickley, PA, for Contract No. 22-SW01 (Re-Bid) Summer Fields Sidewalk Improvements, seconded by Dr. Li and carried.

ADVERTISE SPECIAL MEETING TO BE HELD ON SEPTEMBER 7, 2022 – Mr. Palled moved to advertise a special meeting on September 7, 2022, at 7:00 p.m. prior to the work session meeting, seconded by Dr. Li and carried.

Mr. Junker explained that the purpose of the special meeting will be to take a number of actions related to the potential purchase of property known as the Graff Property. The property is located near Linbrook Park and adjacent to the former Nagel property where the community garden is located. Mr. Junker then introduced the following ordinances to be advertised and considered at the September 7th special meeting:

Ordinance No. 670-2022 authorizing the condemnation by eminent domain of real property for municipal purposes.

Ordinance No. 671-2022 increasing the indebtedness of the Borough by the issuance of a General Obligation Note in the amount not-to-exceed \$700,000.00 for sundry purposes; fixing the form, number, date, interest, and maturity thereof; making a covenant for the payment of the debt service on the Note; providing for the filing of the required document; providing for the appointment of a Sinking Fund depository for the Note; and authorizing execution, sale and delivery thereof.

Council will also consider approving a resolution that will formally authorize the purchase of the property as required by the Borough Code. The closing is tentatively scheduled for September 12th.

The special meeting will be advertised pursuant to the Sunshine Act; the two ordinances will be advertised; the agenda will be posted at least 24 hours in advance; Borough Council will take comment; and consider actions to consummate the purchase of the property. Mr. Parks noted that this property will add more beautiful greenspace to Franklin Park that will be protected for the future.

BOROUGH COUNCIL AND STAFF - Welcomed Ava DiGiacomo as the new Junior Council Person.

MAYOR O'KEEFE – Thanked everyone for attending this evening.

CHIEF OF POLICE

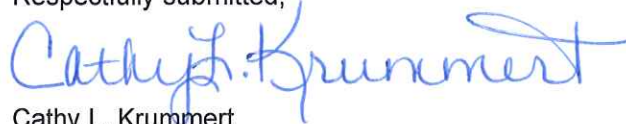
- Chief Healy noted that the police vehicle that is being sold via auction on the Municibid website is already up to \$8,377.00. The auction began this past Monday, August 15th and will end next Monday, August 22nd.

COMMENTS FROM THE FLOOR - None

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

Respectfully submitted,



Cathy L. Krummert
Borough Secretary

Audience Present - 19 (14 in person/5 virtual)