

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING MINUTES
WEDNESDAY, SEPTEMBER 21, 2022**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, September 21, 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
Uday Palledpresent
John P. Parks, Presidentpresent
Thomas C. Schwartzmier, Second Vice Presidentpresent via Zoom
Junior Councilperson Ava 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 Managerabsent
Walt Healy, Police Chief.....present
Cathy Krummert, Borough Secretarypresent
Tim Phillips, Building Inspector/Zoning Officer.....present

COUNT ATTENDEES – 10 (6 in person/4 virtual)

PRELIMINARY MATTERS

None

PUBLIC COMMENTS

Donna Skundrich, 3512 Washington Lane – Commented and voiced concern regarding the letter the Washington Lane residents received from the Borough in response to the email they sent requesting an update on the Bliss Development, the installation of guide rail on Washington Lane, and the developer's encroachment on Washington Lane.

Beth Wivell, 3510 Washington Lane – Commented that she was very upset regarding the email from the Borough that did not address any of the safety and integrity concerns expressed by the Washington Lane residents and also commented on the Borough's standards for excavation, stabilization of the hillside, and PennDOT's guidelines for minimum clear zone width. She disputed that this is a private property boundary matter between the developer and Washington Lane residents and also that this a neighbor exercising his rights to develop his private property.

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Theresa Emery, 3505 Washington Lane – Commented regarding safety issues on Washington Lane and asked Council to reconsider and approve a guide rail for their safety.

Dave Johnson, 2300 Salem Drive – Commented regarding the Old Orchard Park pickleball courts and the requirement for the use of soft pickleballs. He asked Council to relax all of the rules for the pickleball courts next summer and then reevaluate after that time. He asked how he can be involved and stay involved in this matter.

APPROVAL OF THE MINUTES – Mr. Myslinski moved the minutes of the August 17, 2022 pre/post meeting, the August 17, 2022 regular meeting, the September 7, 2022 special meeting and the September 7, 2022 work session, be approved, seconded by Dr. Li and carried.

TREASURER'S FINANCIAL REPORT – Mrs. Crain summarized the August Treasurer's Financial Report. The General Fund revenues for the month of August totaled \$780,371.00. Year-to-date total revenues are \$7,267,032.00, which represents 70% of the 2022 total budget. The General Fund expenditures for the month of August totaled \$878,653.00. Year-to-date total expenditures are \$6,352,948.00, which represents 52% of the 2022 total budget. Dr. Li moved the August 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 August 2022. The police responded to 589 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 August 2022. Mr. Myslinski indicated that the fire company responded to 14 calls for the month and the manpower for the month totaled 865 volunteer hours.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for August 2022. Mr. Phillips issued 31 permits and collected \$20,005.00 in fees. Total value of construction was \$1,836,153.00.

ANNOUNCEMENT OF EXECUTIVE SESSION – Mr. Parks announced that Borough Council held an executive session on September 7, 2022 to discuss property acquisition, the Bliss Development potential litigation and the Estates at Franklin Fields Maintenance Bond, and Borough Council held an executive session on September 21, 2022 to discuss a personnel matter, a potential property purchase, and Willow Ridge 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. Myslinski and carried.

ORDINANCE NO. 669-2022, ACCEPTING & ADOPTING ADELE COURT IN THE OAK GROVE PLAN OF LOTS – Mr. Junker summarized Ordinance No. 669-2022. Mr. Myslinski moved to enact Ordinance No. 669-2022 accepting and adopting as a Borough street Adele Court and all appurtenances in the Oak Grove Plan of Lots, seconded by Dr. Li and carried.

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OAK GROVE FINAL SUBDIVISION PLAN, RELEASE OF DEVELOPMENT AGREEMENT SECURITY –

Mr. Malkin moved the Cash Bond in the amount of \$12,450.00 for the Oak Grove Final Subdivision Plan Development Agreement, be reduced by \$12,450.00 leaving a balance of \$0.00 and canceled, in accordance with the letter from Lennon, Smith, Souleret Engineering, Inc. dated June 28, 2022, seconded by Dr. Li and carried.

OAK GROVE FINAL SUBDIVISION PLAN, RELEASE OF IMPROVEMENT CONSTRUCTION AGREEMENT SECURITY –

Dr. Li moved the Cash Bond in the amount of \$3,720.00 for the Oak Grove Final Subdivision Plan Improvement Construction Agreement be reduced by \$3,720.00 leaving a balance of \$0.00 and canceled, seconded by Mr. Myslinski and carried.

SQUIRE RIDGE PLAN, PHASE 3, DENY REQUESTS FOR ACCEPTANCE OF PLAN AND SECURITY REDUCTION –

Mr. Myslinski moved to acknowledge receipt of the Borough Engineer's letter dated August 24, 2022, and to deny both the request made by Pitell Contracting for the Borough to accept the dedicated public improvements in the Squire Ridge Plan, Phase 3, and the requested reduction of WesBanco Letter of Credit No. 7200320407, seconded by Dr. Li and carried.

PRIMROSE SCHOOL OF WEXFORD, RELEASE OF DEVELOPMENT SECURITY – Mr. Palled moved Frankenmuth Mutual Insurance Company Performance Bond No. SUR0003701 in the amended amount of \$13,580.00 issued for Avor Education, Inc. DBA Primrose School of Wexford, located at 2598 Wexford Bayne Road, be reduced by \$13,580.00 leaving a balance of \$0.00 and canceled, in accordance with the letter from Lennon, Smith, Souleret Engineering, Inc. dated August 30, 2022, seconded by Mr. Malkin and carried.

RESOLUTION NO. 1308-2022, SALE OF POLICE VEHICLE AND PUBLIC WORKS TRUCK AT PUBLIC ONLINE AUCTION –

Mr. Junker summarized Resolution No. 1308-2022. Mr. Malkin moved to adopt Resolution No. 1308-2022, declaring a 2013 Ford Interceptor SUV (last four digits of VIN # are 2258) and a 2007 GMC 2500 HD Pickup Truck (last four digits of VIN # are 7889) as surplus personal property; declaring the estimated fair market value over \$2,000; authorizing the sale and disposition at public auction on Monday, October 24, 2022 at 12:00 p.m. prevailing local time on the Municibid Online Auction, (<https://municibid.com>), and directing the Secretary to advertise the sale, seconded by Mr. Myslinski and carried.

RESOLUTION NO. 1309-2022, NORTHLAND LIBRARY GRANT – Mr. Junker summarized Resolution No. 1309-2022. Mr. Palled moved to adopt Resolution No. 1309-2022, a resolution of the municipalities of Borough of Bradford Woods, Borough of Franklin Park, Township of Marshall, Town of McCandless and Township of Ross, ensuring the undisturbed use of the Northland Public Library for fifty years or the useful life of the Keystone Recreation Park and Conservation Grant in the amount of \$750,000.00 for Northland Library, seconded by Dr. Li. Amy Steele, Executive Director of Northland Library was present. The motion carried.

APPROVE APPOINTMENT OF SARAH T. LOSCO AS DEPUTY REAL ESTATE TAX COLLECTOR –

Mr. Myslinski moved to approve the Borough Real Estate Collector Kristin Losco's appointment of Sarah T. Losco to the uncompensated position of Deputy Real Estate Tax Collector to collect and settle taxes during any incapacitation of the Tax Collector consistent with Section 22(b) of the Local Tax Collection Law, seconded by Dr. Li and carried.

COSTARS SALT CONTRACT RENEWAL (AUGUST 1, 2022 TO JULY 31, 2023) – Mr. Palled moved to approve the renewal of COSTARS Contract #4600016537 for rock salt with American Rock Salt of Mt. Morris, New York for the period August 1, 2022 to July 31, 2023 at a cost of \$77.88 per ton delivered, seconded by Mr. Malkin and carried.

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RESOLUTION NO. 1310-022, EMERGENCY EQUIPMENT PURCHASE FOR GOLF COURSE –

Mr. Junker summarized Resolution No. 1310-2022. Mr. Myslinski moved to adopt Resolution No. 1310-2022, declaring an emergency due to equipment failure, and ratifying the purchase of a John Deere 2700 PrecisionCut Triplex Mower at a cost of \$55,650.00, seconded by Mr. Schwartzmier. Mr. Junker explained that a purchase had previously been approved through a cooperative purchasing arrangement several months ago, but delivery has been delayed until 2023. The old mower is now beyond repair, so the Borough Code provides the ability to declare an emergency due to equipment failure and to authorize the purchase without bidding. It was noted that the purchase price of this mower is approximately \$5,000 less than the previously approved mower. The motion carried.

BLISS RESIDENTIAL LAND DEVELOPMENT, REDUCTION OF DEVELOPMENT SECURITY –

Mr. Myslinski moved the Set-Aside Agreement in the amended amount of \$388,760.00 for the Bliss Residential Land Development, be reduced by \$49,040.00 leaving a balance of \$339,720.00, in accordance with the letter from Lennon, Smith, Souleret Engineering, Inc. dated September 14, 2022, seconded by Mr. Schwartzmier. Mr. Brett explained that the developer requested the release of \$88,470.04, and LSSE completed a review of the completed items and recommended the release of only \$49,040.00 based on the completed items which he then reviewed. The motion carried.

DIXON/MCKEE LOT LINE REVISION, 1598 OAKLEAF LANE, REAPPROVAL – Mr. Schwartzmier moved to reapprove Subdivision Application No. SS-20-08-03 submitted by Ted Dixon for the Dixon/McKee Lot Line Revision, for a lot line revision between the two existing properties located at 1598 Oakleaf Lane and 1501 Goldenbrooke Lane in the R-2 zoning district, with all of the conditions as set forth when the application was originally granted preliminary and final approval on August 19, 2020, seconded by Mr. Myslinski and carried.

RESIGNATION OF ED AMBRASS FROM BUILDING BOARD OF APPEALS – Dr. Li moved to accept the resignation of Edward Ambrass from the Building Board of Appeals effective September 8, 2022, seconded by Mr. Palled. Mr. Malkin acknowledged Mr. Ambrass' contribution to the Building Board of Appeals. The motion carried.

RESIGNATION OF TYLER JAMISON AS A POLICE OFFICER – Mr. Myslinski moved to accept the resignation of Tyler Jamison as a Police Officer effective September 16, 2022, seconded by Dr. Li and carried.

MAYOR O'KEEFE – Thanked the residents who attended the meeting this evening, and thanked Amy Steele, the Executive Director of the Northland Library for attending the meeting and for the services the library provides. He thanked the parks department for their fine work on the Borough grounds.

MR. PALLED – Thanked the residents for attending and commenting this evening, and he thanked Amy Steele for providing the recent tour of the Northland Library.

MR. MYSLINSKI – Commented that it was nice to meet Chief Chris Dell of the McCandless Franklin Park Ambulance Authority this evening.

DR. LI – Noted that his family visits the Northland Library and appreciates the services the library provides. He thanked the residents for commenting this evening and noted that Council takes their comments very seriously.


COMMENTS FROM THE FLOOR – None

MR. PARKS – Thanked the residents for commenting and noted that we do care about the safety of the citizens and will address the comments made this evening.

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MOTION TO ADJOURN – Mr. Myslinski moved to adjourn the meeting, seconded by Mr. Malkin and carried. The meeting adjourned at 8:37 p.m.

Respectfully submitted,



Cathy L. Krummert
Borough Secretary

Audience Present - 10 (6 in person/4 virtual)