

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JANUARY 19, 2005**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, January 19, 2005 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Gary Thomas called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Marilyn A. Corey present
B. Anthony Delserone present
Richard H. Hartman absent
Franklin B. Libson present
Michael C. Smith absent
Gary J. Thomas present
Junior Councilperson Grady Nye present
Mayor G. Reynolds Clark present

ENGINEER:

Bob Nedzesky, W.E.C. Engineers present

SOLICITOR:

M. Janet Burkardt, Law Offices of Ira Weiss present

STAFF:

Don Dorsch, Chief of Police present
Cathy Krummert, Borough Secretary present
Ronald Merriman, Superintendent of Public Works present
Connie O'Brien, Treasurer present
Tim Phillips, Building Inspector/Zoning Officer present
Ambrose Rocca, Borough Manager present
Bill Schweitzer, Golf Course Superintendent absent
Jim Watenpool, Parks & Recreation Director present

APPROVAL OF THE NOVEMBER 17, 2004 REGULAR MEETING MINUTES - Mr. Delserone moved the minutes of the November 17, 2004 regular meeting be approved, seconded by Mrs. Corey and carried unanimously.

APPROVAL OF THE NOVEMBER 17, 2004 PRE/POST MINUTES - Mr. Delserone moved the minutes of the November 17, 2004 pre/post meeting be approved, seconded by Mrs. Corey and carried unanimously.

APPROVAL OF THE DECEMBER 1, 2004 WORK SESSION MINUTES - Mr. Delserone moved the minutes of the December 1, 2004 work session be approved, seconded by Mrs. Corey and carried unanimously.

APPROVAL OF THE DECEMBER 15, 2004 REGULAR MEETING MINUTES - Mr. Delserone moved the minutes of the December 15, 2004 regular meeting be approved, seconded by Mrs. Corey and carried unanimously.

APPROVAL OF THE DECEMBER 15, 2004 PRE/POST MINUTES - Mr. Delserone moved the minutes of the December 15, 2004 pre/post meeting be approved, seconded by Mrs. Corey and carried unanimously.

APPROVAL OF THE JANUARY 5, 2005 WORK SESSION MINUTES - Mr. Delserone moved the minutes of the January 5, 2005 work session be approved, seconded by Mrs. Corey and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JANUARY 19, 2005**

TREASURER'S REPORT - Mrs. O'Brien reported December 2004 receipts totaled \$212,333.70 and December 2004 expenditures totaled \$214,387.37. Year-to-date receipts totaled \$6,108,544.93 and year-to-date expenditures totaled \$5,864,164.67. Mr. Delserone moved the Treasurer's Report be accepted as read, seconded by Mrs. Corey and carried unanimously.

POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of December 2004. Mr. Delserone recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTOR'S REPORT - Mr. Phillips read the Building Inspection Report for December 2004, wherein 18 permits were issued for a total value of \$1,813,784.00.

COMMENTS FROM THE FLOOR -

Ms. Karen Ott, 1700 Mooney Lane - Mrs. Mooney explained that her property abuts the Dimond Property (proposed Spring Ridge Plan) on three sides, and she expressed her concern regarding the proposed walking trails in the proposed plan. She informed Council that she had spoken with the developers, and they are willing to remove the trails abutting her property. However, the developers would still construct the trails within the Spring Ridge Plan. Mr. Rocca noted that previous Borough survey results have shown that there is a high demand for trails, although residents do not want them in their back yards. The Borough is currently working on a Comprehensive Plan Update and will consider whether or not trails should continue to be constructed within new residential developments. Mr. Rocca invited Mrs. Ott to attend the Comprehensive Plan Update meetings to voice her opinion.

APPROVAL OF THE BILLS - Mr. Delserone moved Council authorize the payment of the bills, which have been reviewed and approved since the last meeting, seconded by Mrs. Corey and carried unanimously.

SMITH CONSOLIDATION PLAN, WEST GATE DRIVE - The property owner, Mr. David Smith, was present. Mr. Phillips explained that this is a lot line revision to merge an out parcel with an existing lot to install a swimming pool. Mr. Delserone moved preliminary and final approval be granted for the Subdivision Application submitted by David and Jennifer Smith for the Smith Consolidation Plan, a lot consolidation of two parcels located at 2385 West Gate Drive in the R-2 Zoning District, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated December 21, 2004 and the letter from W.E.C. Engineers dated January 17, 2005 seconded by Mr. Libson and carried unanimously.

TABLE OF ORGANIZATION - Mrs. Corey moved the following employees be appointed as set forth in the yearly Table of Organization at the salaries and bonds, if applicable, provided therein:

Ambrose Rocca, Borough Manager
Cathy L. Krummert, Borough Secretary
Ronald A. Merriman, Superintendent of Public Works/Fire Marshall
William C. Schweitzer, Superintendent/Manager of Clover Hill Golf Course
Timothy R. Phillips, Building Inspector/Zoning Officer
Constance D. O'Brien, Treasurer
Donna L. Roche, Earned Income Tax Collector
James J. Watenpool, Parks and Recreation Director

seconded by Mr. Delserone and carried unanimously.

NORTH HILLS COG REPRESENTATIVE AND ALTERNATE - Mr. Libson moved Council appoint Marilyn Corey as the Representative and Gary Thomas as the Alternate for the North Hills Council of Governments for the year 2005, seconded by Mr. Delserone and carried unanimously.

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RETAIN BOROUGH SOLICITOR - Mrs. Corey moved Council retain Ira Weiss as Borough Solicitor for the year 2005 at a retainer of \$5,100.00 per year, seconded by Mr. Libson. Mr. Delserone pointed out that Mr. Weiss had attended only 5 of 36 Council meetings and work sessions over the past year, although someone from his staff is always present. A brief discussion followed and a vote was then taken. The motion carried with Mr. Delserone voting, "No".

APPOINT BOROUGH ENGINEER - Mr. Delserone moved W.E.C. Engineers, Inc. be appointed the official engineers for the Borough for the year 2005, seconded by Mrs. Corey and carried unanimously.

OFFICIAL NEWSPAPERS - Mr. Delserone moved the North Journal, the Pittsburgh Post Gazette and the Tribune Review be designated as the official newspapers of the Borough, seconded by Mrs. Corey and carried unanimously.

CHECK SIGNING - Mr. Libson moved the President of Council be authorized to sign checks, and in his absence the Vice President of Council or Second Vice President of Council be authorized to sign checks, seconded by Mr. Delserone and carried unanimously.

OFFICIAL DEPOSITORIES - Mrs. Corey moved the official depositories for the Borough funds for the year 2005 be: First Commonwealth Bank, J.P. Morgan Trust Company, Dollar Bank, National City Bank of Pennsylvania, Fidelity Savings Bank, Citizens Bank, North Side Bank, Pennsylvania Local Government Investment Trust, PNC Bank, West View Savings Bank, Parker/Hunter, Inc., Charles Schwab Institutional and the Pennsylvania Treasurer's INVEST Program, seconded by Mr. Libson and carried unanimously.

RESOLUTION NO. 879-2005, APPOINTING PART-TIME POLICE OFFICERS - Ms. Burkardt summarized Resolution No. 879-2005. Mrs. Corey moved Resolution No. 879-2005 appointing part-time Police Officers for the year 2005, be adopted, seconded by Mr. Delserone and carried unanimously.

RESOLUTION NO. 880-2005, RECOGNIZING FRANKLIN PARK VOL. FIRE COMPANY - Ms. Burkardt summarized Resolution No. 880-2005. Mr. Delserone moved Resolution No. 880-2005 recognizing the Franklin Park Volunteer Fire Company No. 1 as the fire company for the Borough of Franklin Park for the year 2005, be adopted, seconded by Mr. Libson and carried unanimously.

RESOLUTION NO. 881-2005, APPOINTING FIRE POLICE OFFICERS - Ms. Burkardt summarized Resolution No. 881-2005. Mr. Delserone moved Resolution No. 881-2005 appointing Fire Police Officers for the year 2005, be adopted, seconded by Mr. Libson and carried unanimously.

RESOLUTION NO. 882-2005, TAX ANTICIPATION LOAN - Ms. Burkardt summarized Resolution No. 882-2005. Mrs. Corey moved Resolution No. 882-2005 awarding the 2005 Tax Anticipation Loan in the amount of \$1,000,000 to PNC Bank at an annual interest rate of 2.58%, be adopted, seconded by Mr. Libson and carried unanimously.

ADVERTISE FOR BIDS FOR MATERIALS FOR BLUEBERRY HILL PARK MAINTENANCE BUILDING - Mr. Delserone moved to authorize advertising for bids for materials to construct a maintenance building at Blueberry Hill Park, seconded by Mrs. Corey and carried unanimously.

ADVERTISE FOR BIDS FOR 2 PUBLIC WORKS TRUCKS - Mr. Delserone moved to authorize advertising for bids for one (1) new 2005 4-wheel drive 1-ton dump truck and one (1) new 2005 39,000 GVW dump truck for the Public Works Department, seconded by Mrs. Corey and carried unanimously.

AUTHORIZE THE PURCHASE OF 1 NEW POLICE CAR - Mrs. Corey moved to authorize the purchase of one (1) new 2005 Ford Crown Victoria Police Interceptor from Woltz & Wind Ford of Heidelberg, PA, at a cost of \$20,228.00, through the SHACOG Purchasing Alliance, seconded by Mr. Delserone and carried unanimously.

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RESIGNATION OF PATRICK PHELAN FROM E.A.C. - Mr. Delserone moved to accept the resignation of Patrick Phelan from the Environmental Advisory Council effective January 5, 2005, seconded by Mrs. Corey and carried unanimously.

NORTHLAND LIBRARY FIRST QUARTER PAYMENT - Mr. Delserone moved the Treasurer be authorized to prepare a check in the amount of \$54,644.25 payable to Northland Library for the 1st quarter payment of 2005, seconded by Mr. Libson and carried unanimously.

RESOLUTION NO. 883-2005, APPOINTING KEVIN LESTITIAN AS A PART-TIME POLICE OFFICER - Ms. Burkardt summarized Resolution No. 883-2005. Mr. Delserone moved Resolution No. 883-2005 appointing a part-time officer for the year 2005 be adopted, seconded by Mr. Libson and carried unanimously.

BOROUGH MANAGER - Mr. Rocca thanked Council on behalf of himself and the administrative staff for their reappointments.

SOLICITOR - Ms. Burkardt thanked Council for the reappointment.

MAYOR CLARK - Mayor Clark thanked Council for the relationship with the fire company over the years. Mayor Clark pointed out that the President of the Fire Company, Mr. Brian Marriner, was in the audience. He also thanked Council on behalf of the fire police officers for their reappointments. He pointed out that one of the fire police, Mr. Jack Hurley was in the audience and thanked the fire police for their service.

Mayor Clark noted that Thomas Larkin had just stepped down as the Fire Chief of Ohio Township after 40 years. He asked that the Borough adopt a resolution recognizing Mr. Larkin's achievements.

Mayor Clark announced that Hopkins Church Road had to be closed due a slide. The public works department is working to repair and open the road as soon as possible. Emergency organizations have been notified and are using alternate routes.

CHIEF OF POLICE - Chief Dorsch thanked the fire department for another year of cooperation with the police department. He also thanked the fire police for their assistance directing traffic during emergencies.

MR. DELSERONE - Mr. Delserone noted that the Borough has a high quality staff, police department and volunteer fire department.

PARKS & RECREATION DIRECTOR - A bonfire carriage ride will be held January 22 at Blueberry Hill Park as a food drive for the North Hills Community Outreach. Later that evening a ballroom dance will be held at the Activity Center.

MOTION TO ADJOURN - Mr. Delserone moved to adjourn the meeting, seconded by Mr. Libson and carried unanimously. The meeting adjourned at 8:44 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, FEBRUARY 16, 2005**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, February 16, 2005 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Gary Thomas called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Marilyn A. Corey absent
B. Anthony Delserone present
Richard H. Hartman present
Franklin B. Libson present
Michael C. Smith present
Gary J. Thomas present
Junior Councilperson Grady Nye present
Mayor G. Reynolds Clark present

ENGINEER:

Tony Vitale, W.E.C. Engineers present

SOLICITOR:

John Rushford, Law Offices of Ira Weiss present

STAFF:

Don Dorsch, Chief of Police present
Cathy Krummert, Borough Secretary present
Ronald Merriman, Superintendent of Public Works present
Connie O'Brien, Treasurer present
Tim Phillips, Building Inspector/Zoning Officer present
Ambrose Rocca, Borough Manager present
Bill Schweitzer, Golf Course Superintendent absent
Jim Watenpool, Parks & Recreation Director present

APPROVAL OF THE MINUTES - Mr. Delserone moved the minutes of the January 19, 2005 regular meeting, the January 19, 2005 pre/post meeting and the February 2, 2005 work session, be approved, seconded by Mr. Smith and carried unanimously.

TREASURER'S REPORT - Mrs. O'Brien reported January 2005 receipts totaled \$1,380,078.22 and January 2005 expenditures totaled \$331,635.77. Mr. Hartman moved the Treasurer's Report be accepted as read, seconded by Mr. Libson and carried unanimously.

POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of January 2005. Mr. Delserone recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTOR'S REPORT - Mr. Phillips read the Building Inspection Report for January 2005, wherein 8 permits were issued for a total value of \$852,030.00.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mr. Thomas announced that an executive session was held on February 2, 2005 to discuss a police department personnel issue, potential litigation regarding Antrim Court and a Teamsters grievance.

COMMENTS FROM THE FLOOR - None

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APPROVAL OF THE BILLS - Mr. Delserone moved Council authorize the payment of the bills, which have been reviewed and approved since the last meeting, seconded by Mr. Smith and carried unanimously.

RESOLUTION NO. 884-2005, RECOGNIZING THOMAS LARKIN, OHIO TOWNSHIP FIRE CHIEF - Mr. Hartman moved Resolution No. 884-2005 recognizing Thomas Larkin for 40 years of dedicated service as fire chief of the Ohio Township Volunteer Fire Company, be adopted as read, seconded by Mr. Delserone. Mayor Clark read Resolution No. 884-2005 and presented it to Thomas Larkin. The motion was then voted upon and carried unanimously.

MEINERT/PETERS PROPERTY LINE DIVISION - Mr. Hartman moved preliminary and final approval be granted for the Subdivision Application submitted by James Meinert for the Meinert/Peters Property Line Division, a property line revision between two properties located at 2506 and 2508 Wexford Bayne Road in the R-1 Zoning District, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated February 8, 2005 and the letter from W.E.C. Engineers dated February 7, 2005, seconded by Mr. Delserone. Mr. Phillips explained that this is a lot line revision. The neighbor is conveying property to Mr. Meinert that he currently uses as a portion of his driveway. The motion was then voted upon and carried unanimously. Mr. Meinert's daughter was present in the audience.

RESOLUTION NO. 885-2005, PUBLIC DISASTER ASSISTANCE APPLICATION - Mr. Rushford summarized Resolution No. 885-2005. Mr. Delserone moved Resolution No. 885-2005 designating the Borough Manager as the Agent to sign the Public Disaster Assistance Application and authorizing the Manager and Officers to sign all other documents required to obtain reimbursement from the Pennsylvania Emergency Management Agency for the losses suffered on September 17, 2004, be adopted, seconded by Mr. Smith and carried unanimously.

OATH OF OFFICE, KEVIN T. LESTITIAN, PART-TIME POLICE OFFICER - Mayor Clark administered the Oath of Office to Kevin T. Lestitian, a new part-time police officer.

APPOINT ROBERT S. HITSON TO THE RECREATION BOARD - Mr. Delserone moved Robert S. Hitson be appointed to the Recreation Board to fill the unexpired term of Renee Abbs, which term will expire December 31, 2005, seconded by Mr. Smith and carried unanimously.

MR. NYE, JUNIOR COUNCILPERSON - Mr. Nye welcomed members of Boy Scout Troop 605 who were in the audience to fulfill the requirements of their Citizenship Merit Badge.

MR. THOMAS - Mr. Thomas congratulated Officer Kevin Lestitian and welcomed him aboard. He also expressed his thanks and appreciation to Thomas Larkin for his cooperation and dedication to Ohio Township and Franklin Park Borough.

PARKS & RECREATION DIRECTOR - A ballroom dance will be held at the Activity Center on Saturday, February 19.

MOTION TO ADJOURN - Mr. Libson moved to adjourn the meeting, seconded by Mr. Delserone and carried unanimously. The meeting adjourned at 8:14 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MARCH 16, 2005**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, March 16, 2005 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Gary Thomas called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Marilyn A. Corey present
B. Anthony Delserone present
Richard H. Hartman present
Franklin B. Libson present
Michael C. Smith absent
Gary J. Thomas present
Junior Councilperson Grady Nye absent
Mayor G. Reynolds Clark present

ENGINEER:

Bob Nedzesky, W.E.C. Engineers present

SOLICITOR:

John Rushford, Law Offices of Ira Weiss present

STAFF:

Don Dorsch, Chief of Police present
Cathy Krummert, Borough Secretary present
Ronald Merriman, Superintendent of Public Works present
Connie O'Brien, Treasurer present
Tim Phillips, Building Inspector/Zoning Officer present
Ambrose Rocca, Borough Manager present
Bill Schweitzer, Golf Course Superintendent absent
Jim Watenpool, Parks & Recreation Director present

APPROVAL OF THE MINUTES - Mr. Hartman moved the minutes of the February 16, 2005 regular meeting, the February 16, 2005 pre/post meeting and the March 2, 2005 work session, be approved, seconded by Mr. Delserone and carried unanimously.

TREASURER'S REPORT - Mrs. O'Brien reported February 2005 receipts totaled \$351,060.13 and February 2005 expenditures totaled \$328,985.44. Year-to-date receipts totaled \$1,731,138.35 and year-to-date expenditures totaled \$660,621.21. Mr. Delserone moved the Treasurer's Report be accepted as read, seconded by Mr. Libson and carried unanimously.

POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of February 2005. Mr. Delserone recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTOR'S REPORT - Mr. Phillips read the Building Inspection Report for February 2005, wherein 18 permits were issued for a total value of \$1,703,586.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mr. Thomas announced that an executive session was held on February 16, 2005 to discuss a Personnel issue regarding the Mechanic/Maintenance Foreman position and a Teamsters Union grievance and on March 2, 2005 to discuss a Teamsters Union grievance, potential litigation regarding Antrim Court and potential litigation regarding damage to a vehicle on Hopkins Church Road.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MARCH 16, 2005**

COMMENTS FROM THE FLOOR

Mr. William Luttner, 2558 Interlaken Court - Mr. Luttner expressed his concern about speeding near the intersection of Matterhorn Drive and Interlaken Court and asked that a stop sign or speed bumps be installed. He noted that he had placed large stones on his property to stop vehicles from driving into his yard, and Mr. Phillips had sent him a violation notice stating that he must move the stones out of the right-of-way. Mr. Luttner, Chief Dorsch, Mr. Rocca and members of Council discussed these issues at length. Chief Dorsch and Mr. Rocca will view the area and review PennDOT's criteria for the installation of a stop sign. Mr. Rocca asked Mr. Luttner to give the Borough time to review and respond with possible options.

Mr. Jack Etzel, 1575 Rosemary Drive - Mr. Etzel lives on a private lane, and he is having problems with the garbage/recycling service provided by Vogel Disposal. Mr. Rocca noted that he has written a letter to Vogel regarding problems with their service, and he will meet with them in the near future. He stated that collection must be improved, especially on private drives. Mr. Rocca will keep Mr. Etzel informed. Mr. Delserone also asked Mr. Etzel to keep calling the Borough to report problems.

APPROVAL OF THE BILLS - Mr. Delserone moved Council authorize the payment of the bills, which have been reviewed and approved since the last meeting, seconded by Mr. Libson and carried unanimously.

NANCY RIDING, CONDITIONAL USE APPLICATION PUBLIC HEARING - Mr. Thomas turned the meeting over to Mr. Rushford to conduct the Public Hearing. A court reporter was present to take a verbatim transcript of the hearing. Ms. Nancy Riding informed Council that she owns a little over 5 acres and would like to convert a detached garage into a barn to keep 3 horses for personal use. Mr. Phillips noted that both he and the Planning Commission had reviewed the application and found it to be in compliance with ordinance requirements. There were no further comments or questions regarding the application, and the hearing was then closed. Mrs. Corey moved preliminary and final approval be granted for the Conditional Use Application submitted by Nancy Riding for approval to keep horses on the property located at 2544 Wexford Bayne Road in the R-1 Zoning District, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated February 25, 2005, seconded by Mr. Delserone and carried unanimously.

FIELDS OF NICHOLSON PRD PUBLIC HEARING - Mr. Thomas turned the meeting over to Mr. Rushford to conduct the Public Hearing to consider Revised Tentative Approval and Revised Final Phase I Approval for the Fields of Nicholson. A court reporter was present to take a verbatim transcript of the hearing. Mr. Mathew Marshall of Dillon, McCandless, King, Coulter and Graham and Mr. Dan Sosso were present on behalf of the Fields of Nicholson. Mr. Marshall reviewed the revisions and explained why they were necessary. The Planning Commission, Mr. Phillips and Mr. Nedzesky had reviewed the revisions and found them to be in compliance with ordinance requirements. There were no further comments or questions regarding the application, and the hearing was then closed.

Revised Tentative Approval - Mr. Delserone moved Revised Tentative approval be granted for the Fields of Nicholson PRD application submitted by Signature Homes located on Nicholson Road in the R-3 Zoning District, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated February 25, 2005 and the letter from W.E.C. Engineers dated February 21, 2005, seconded by Mr. Hartman and carried unanimously.

Revised Final Phase I Approval - Mr. Delserone moved Revised Final Phase I approval be granted for the Fields of Nicholson PRD application submitted by Signature Homes located on Nicholson Road in the R-3 Zoning District, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated February 25, 2005 and the letter from W.E.C. Engineers dated February 21, 2005, seconded by Mr. Hartman and carried unanimously.

RESOLUTION NO. 886-2005, ADOPTING SANITARY SEWER OVERFLOW RESPONSE PLAN -

Mr. Rushford summarized Resolution No. 886-2005. Mr. Delserone moved Resolution No. 886-2005 adopting a Sanitary Sewer Overflow Response Plan, be adopted, seconded by Mrs. Corey and carried unanimously.

**BOROUGH OF FRANKLIN PARK
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RESOLUTION NO. 887-2005, POLICE PENSION PARTICIPANT CONTRIBUTION - Mr. Rushford summarized Resolution No. 887-2005. Mrs. Corey moved Resolution No. 887-2005 establishing the contribution rate of 1% of compensation for the participants of the Borough of Franklin Park Police Pension Plan for the period March 1, 2005 through December 31, 2005, be adopted, seconded by Mr. Libson and carried unanimously.

RESOLUTION NO. 888-2005, SALE OF WHEELS AND TIRES - Mr. Rushford summarized Resolution No. 888-2005. Mrs. Corey moved Resolution No. 888-2005 declaring certain personal property of the Borough (4 wheels and tires) as surplus and authorizing its sale and disposition, be adopted, seconded by Mr. Hartman and carried unanimously.

AWARD BID, 1-TON CAB & CHASSIS FOR PUBLIC WORKS - Mr. Hartman moved Classic Chevrolet of Bellevue, PA be awarded the bid to provide one (1) new 2005 4-wheel drive 1-ton cab and chassis at a cost of \$23,300.00, and the bid bonds be returned to the unsuccessful bidders, seconded by Mrs. Corey and carried unanimously.

AWARD BID, 39,000 GVW CAB & CHASSIS FOR PUBLIC WORKS - Mrs. Corey moved Sunbury Motor Company of Sunbury, PA be awarded the bid to provide one (1) new 2006 39,000 GVW cab and chassis at a cost of \$50,977.00, and the bid bonds be returned to the unsuccessful bidders, seconded by Mr. Hartman and carried unanimously.

AUTHORIZE PURCHASE OF USED PICKUP TRUCK FOR CLOVER HILL GOLF COURSE - Mr. Libson moved to purchase a used 2002 two-wheel drive pickup truck from Wright Pontiac at a cost of \$9,988.00 for the Clover Hill Golf Course, seconded by Mrs. Corey and carried unanimously.

AUTHORIZE PURCHASE OF A FAIRWAY MOWER FOR CLOVER HILL GOLF COURSE - Mr. Hartman moved to purchase a new Jacobsen LF-3400 Fairway Mower from Krigger & Company, Inc. of Gibsonia, PA at a cost of \$29,538.00 for the Clover Hill Golf Course, under State Contract No. 2420-01, seconded by Mr. Libson and carried unanimously.

REAPPROVE THE SPRING RIDGE DEVELOPMENT SUBDIVISION APPLICATION - Mr. Libson moved to reapprove the Subdivision Application submitted by First City Partners, Inc. for the Spring Ridge Development, located off Dimond Lane in the R-1 Zoning District, with all of the conditions as set forth when the plan was originally granted preliminary and final approval on December 15, 2004, seconded by Mr. Hartman and carried unanimously. Mr. Phillips explained that the developer had not recorded the plan within 90 days of the original approval granted by Council.

REMEMBRANCE OF JOHN WHARREY - Mr. Rocca noted that Mr. John Wharrey had recently passed away. Mr. Rocca recognized Mr. Wharrey's contributions noting that he had served as a township supervisor and real estate tax collector. Mr. Wharrey was instrumental in purchasing land, which is now used for Borough parks.

SCHOLARSHIP GOLF OUTING - Mr. Rocca announced that the Golf Outing would be held on July 18, 2005. He noted that last year the Borough raised over \$9,300 for the scholarship fund. He encouraged everyone to support this worthy cause.

BOROUGH HISTORY BOOKS - The Historical Committee will be publishing a new Borough History book. A discount price is being offered for early orders.

COMMENT FROM MRS. COREY - Mrs. Corey thanked those persons in the audience who addressed Council this evening and stayed until the end of the meeting.

COMMENT FROM MR. DELSERONE - Mr. Delserone recognized three candidates for Borough Council that were in the audience: Martha Creese, Jane Hopey and Jim Lawrence.

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COMMENTS FROM PARKS & RECREATION DIRECTOR

- * Another ballroom dance will be held March 19.
- * The lunch with the Easter bunny and the Easter egg hunt will be held March 26 at Blueberry.
- * The teen dance will be held on April 1.
- * The square dance will be held on April 2.

MOTION TO ADJOURN - Mr. Delserone moved to adjourn the meeting, seconded by Mrs. Corey and carried unanimously. The meeting adjourned at 8:53 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 21

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, APRIL 20, 2005**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, April 20, 2005 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Vice President Tony Delserone called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Marilyn A. Corey present
B. Anthony Delserone present
Richard H. Hartman present
Franklin B. Libson present
Michael C. Smith present
Gary J. Thomas absent
Junior Councilperson Grady Nye present
Mayor G. Reynolds Clark present

ENGINEER:

Bob Nedzesky, W.E.C. Engineers present

SOLICITOR:

Ira Weiss, Law Offices of Ira Weiss present

STAFF:

Don Dorsch, Chief of Police present
Cathy Krummert, Borough Secretary present
Ronald Merriman, Superintendent of Public Works present
Connie O'Brien, Treasurer present
Tim Phillips, Building Inspector/Zoning Officer present
Ambrose Rocca, Borough Manager present
Bill Schweitzer, Golf Course Superintendent absent
Jim Watenpool, Parks & Recreation Director present

APPROVAL OF THE MINUTES - Mrs. Corey moved the minutes of the March 16, 2005 regular meeting, the March 16, 2005 pre/post meeting and the April 6, 2005 work session, be approved, seconded by Mr. Smith and carried unanimously.

TREASURER'S REPORT - Mrs. O'Brien reported March 2005 receipts totaled \$247,085.38 and March 2005 expenditures totaled \$266,054.67. Year-to-date receipts totaled \$1,978,223.73 and year-to-date expenditures totaled \$926,675.88. Mr. Smith moved the Treasurer's Report be accepted as read, seconded by Mrs. Corey and carried unanimously.

POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of March 2005. He also acknowledged Officer Aron Leach for taking the time to find a telephone number to contact a resident who had left her purse at a welcome center while traveling through another state. The resident was then able to stop and pick up her purse on the way home from her trip. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTOR'S REPORT - Mr. Phillips read the Building Inspection Report for March 2005, wherein 29 permits were issued for a total value of \$5,980.005.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mr. Delserone announced that an executive session was held on March 16, 2005 to discuss a Teamsters Union grievance and salt contract issues.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, APRIL 20, 2005**

PRESENTATIONS TO COUNCILWOMAN MARILYN A. COREY

State Representative Mike Turzai read a citation from the Pennsylvania State House of Representatives and presented it to Mrs. Corey.

Ms. Johnna Egley of State Senator Jane C. Ori'e's office presented Mrs. Corey with a citation from the Senate of Pennsylvania.

Mayor Clark read Resolution No. 890-2005 recognizing Mrs. Corey for her years of community service. He commended Mrs. Corey for her diligent service and exemplary attendance record.

Mrs. Corey thanked everyone for the recognition this evening.

COMMENTS FROM THE FLOOR

Mr. Walter Vangenewitt, P.O. Box 164, Wexford - Mr. Vangenewitt requested that the Borough Engineer inspect Aurora Drive and provide the owners with a list of improvements that would be required in order for the Borough to accept the street. The three owners are considering funding the improvements so the street would meet municipal standards for acceptance by the Borough.

Ms. Karen Ott, 1700 Mooney Lane - Ms. Ott had attended the February regular meeting of Borough Council to request that the proposed walking trail on the Dimond property (Spring Ridge Plan) be removed. Since that time, she had circulated a petition signed by 18 residents who are adjacent to the proposed walking trail and who are opposed to it. Ms. Ott stated that she is not opposed to walking trails, but she feels that they should be located within the parks and not near private property. Mr. Rocca noted that the best way to address this issue is through the Comprehensive Plan. He encouraged these residents to attend the Comprehensive Plan meeting scheduled for May 10, 2005.

Ms. Clara Dresbach, 2479 Nicholson Road - Ms. Dresbach expressed safety concerns for senior citizens living close to walking trails.

Mr. Bill Kollitz, 1652 Norman Drive - Mr. Kollitz expressed several concerns, such as safety due to the remoteness of the trail, the loss of privacy and trail maintenance. He asked Council to reconsider the proposed walking trail in the Spring Ridge Plan.

Mr. Delserone asked Mr. Rocca to make the old Comprehensive Plan and the Recreation Comprehensive Plan available for the residents to view.

APPROVAL OF THE BILLS - Mrs. Corey moved Council authorize the payment of the bills, which have been reviewed and approved since the last meeting, seconded by Mr. Smith and carried unanimously.

EDWARD J. AND HENRIETTA J. GILLETT, CONDITIONAL USE APPLICATION PUBLIC HEARING - Mr. Delserone turned the meeting over to Mr. Weiss to conduct the Public Hearing. A court reporter was present to take a verbatim transcript of the hearing. Mr. Phillips explained that this is a residential accessory structure over 600 sq. ft. and it must receive conditional use approval. The Planning Commission recommended approval and there are no outstanding issues. Mr. Gillett stated that he proposed to construct a standard garage for residential use. There were no further comments or questions regarding the application, and the hearing was then closed. Mr. Hartman moved approval be granted for the Conditional Use Application submitted by Edward J. and Henrietta J. Gillett of 1794A Locust Road for the construction of a detached residential garage over 600 sq ft in the R-1 Zoning District, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated April 4, 2005, seconded by Mr. Libson and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, APRIL 20, 2005**

ADVERTISE FOR BIDS FOR ALUMINUM DUMP BODY FOR 39,000 GVW CAB & CHASSIS -

Mr. Hartman moved to authorize advertising for bids for an aluminum dump body for the 39,000 GVW cab & chassis for the Public Works Department, seconded by Mrs. Corey and carried unanimously.

3-RIVERS WET WEATHER PROGRAM SANITARY SEWER MAPPING PROJECT - Mr. Libson moved to approve the Memorandum of Understanding with 3-Rivers Wet Weather Program regarding the sanitary sewer mapping project, seconded by Mr. Hartman and carried unanimously.

ACCEPT RESIGNATION OF MARILYN A. COREY - Mr. Libson moved to accept the resignation of Marilyn A. Corey as a Borough Council member in Ward 3, effective April 22, 2005, seconded by Mr. Hartman. Mr. Smith voted no. The motion carried.

RESOLUTION NO. 890-2005, RECOGNIZING MARILYN A. COREY - Mr. Weiss summarized Resolution No. 890-2005. Mr. Libson moved Resolution No. 890-2005 recognizing Marilyn A. Corey for her years of dedicated community service, be adopted, seconded by Mr. Smith and carried unanimously.

BOROUGH MANAGER - Thanked Mrs. Corey for her years of service and noted that it was a pleasure working with her.

SOLICITOR - Mr. Weiss noted that he has come in contact with many public officials and he has never met a harder working public official than Mrs. Corey. She has set a high standard for public service and he wished her well.

MAYOR AND COUNCIL - Mayor Clark and members of Council wished Marilyn well, thanked her for her service and noted that she would be missed.

PUBLIC WORKS SUPERINTENDENT - Mr. Merriman stated that it was a pleasure working with Mrs. Corey and wished her good luck.

POLICE CHIEF - Chief Dorsch noted that at the last meeting a resident had expressed concerns regarding Matterhorn Drive. The Police Department performed a traffic study and used a radar gun to monitor speed for five days. The Police Department recommends the following: install additional speed limit signs along the roadway; paint Vascar lines on the road; stencil the word "SLOW" on the street; and use traffic enforcement to monitor speeds. Chief Dorsch noted that PennDOT regulations do not permit the installation of a stop sign at this location.

Chief Dorsch noted that a few weeks ago a fatal accident occurred on Big Sewickley Creek Road. He thanked the fire police and firemen for their assistance during the 4-hour road closure and accident investigation.

He wished Mrs. Corey success and good health.

BUILDING INSPECTOR/ZONING OFFICER - Mr. Phillips wished Mrs. Corey good luck in her new home.

PARKS & RECREATION DIRECTOR

* The discovery day hike had good attendance.

* Saturday morning, April 23 will be the perennial exchange. The flag football season will also start that day.

* Mr. Watenpool thanked Mrs. Corey for her support of recreation and wished her the best of luck.

MRS. COREY - Mrs. Corey stated that it was a pleasure working with everybody and noted that Franklin Park is a wonderful community. She thanked everybody for the recognition this evening.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, APRIL 20, 2005**

SETTLERS WALK PLAN, PHASE IV, REAPPROVAL - Mr. Hartman moved to reapprove the Subdivision Application submitted by Franklin Park Properties, LLC for the Settlers Walk Plan of Lots, Phase IV, located in the R-2 Zoning District, with all of the conditions as set forth when the plan was originally granted final approval on August 18, 2004, seconded by Mr. Libson and carried unanimously.

SETTLERS WALK PLAN, PHASE V, REAPPROVAL - Mr. Hartman moved to reapprove the Subdivision Application submitted by Franklin Park Properties, LLC for the Settlers Walk Plan of Lots, Phase V, located in the R-2 Zoning District, with all of the conditions as set forth when the plan was originally granted final approval on October 20, 2004, seconded by Mr. Libson and carried unanimously.

CARLTON PLACE REAPPROVAL - Mr. Hartman moved to reapprove the Land Development Application submitted by JGD Partnership for a 55,950 square foot, 5-story office building to be located at 2605 Nicholson Road and known as Carlton Place, with all of the conditions as set forth when the plan was originally granted preliminary and final approval on December 20, 2000, seconded by Mrs. Corey and carried unanimously.

FIELDS OF NICHOLSON, LETTER OF CREDIT REDUCTION - Mrs. Corey moved Letter of Credit No. 74251004R in the amount of \$611,816.43 issued by ESB Bank for the Fields of Nicholson be reduced by \$153,976.50 leaving a balance of \$457,839.93, in accordance with the Borough's Engineer's recommendation, seconded by Mr. Smith and carried unanimously.

INTRODUCTION OF ORDINANCE NO. 534-2005, BLACKBURN HEIGHTS SEWERS - Mr. Weiss introduced Ordinance No. 534-2005 authorizing the Ohio Township Sanitary Sewer Authority to service the Blackburn Heights area. This ordinance will be properly advertised for enactment at a future meeting.

NORTHLAND LIBRARY, 2ND QUARTER PAYMENT - Mr. Libson moved the Treasurer be authorized to prepare a check in the amount of \$54,644.25 payable to Northland Library for the 2nd quarter payment of 2005, seconded by Mr. Hartman and carried unanimously.

RESOLUTION NO. 889-2005 APPOINTING TIMOTHY E. BURK AS A PART-TIME POLICE OFFICER - Mr. Weiss summarized Resolution No. 889-2005. Mrs. Corey moved Resolution No. 889-2005 appointing Timothy E. Burk, 4 Park Drive, Cheswick, PA 15024 as a Part-time Police Officer effective April 20, 2005, be adopted, seconded by Mr. Libson and carried unanimously.

RESOLUTION NO. 891-2005 OPENING ACCOUNT AT FIRST COMMONWEALTH BANK - Mr. Weiss summarized Resolution No. 891-2005. Mr. Hartman moved Resolution No. 891-2005 opening a new General Fund savings account at First Commonwealth Bank, be adopted, seconded by Mr. Libson and carried unanimously.

TIMOTHY E. BURK OATH OF OFFICE - Mayor Clark administered the Oath of Office to Timothy E. Burk.

AWARD SPRING COMMODITIES BIDS - Mr. Smith moved Council award the following 2005 spring commodities bids as submitted to the SHACOG Purchasing Alliance for its bid opening on March 7, 2005:

Plastic Pipe	Sewickley Construction Products, Inc., Sewickley, PA
Precast Concrete Inlets	Wine Concrete Products, Inc., Sewickley, PA
Bituminous Surfacing Materials	Lindy Paving, Inc., New Castle, PA

seconded by Mrs. Corey and carried unanimously.

AWARD BID FOR MILLING - Mrs. Corey moved Donegal Construction of Greensburg, PA be awarded the bid for milling and disposal of bituminous pavement materials, at a cost of \$1.49 per sq. yd. and \$500 per mobilization, as submitted to the North Hills COG for its bid opening on April 5, 2005, seconded by Mr. Libson and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, APRIL 20, 2005**

NEW HEIGHTS CHURCH OF GOD CONDITIONAL USE PUBLIC HEARING - Mr. Delserone turned the meeting over to Mr. Weiss to conduct the Public Hearing. A court reporter was present to take a verbatim transcript of the hearing. Mr. Chris Winslow of Winslow Engineering reviewed the plans for the church. They propose to construct a 6,000 square foot church building on a 13-acre parcel of land on Wharrey Drive. They will develop approximately 2 acres on top of the ridge. The Zoning Hearing Board previously approved a reduction of the number of required parking spaces. The Planning Commission recommended approval. The stormwater management will be located on the southwest corner of the site; approximately 40 feet lower than the church. They must receive a grant of easement from PennDOT for drainage onto PennDOT's property.

Mr. Dave Benson, 2364 Wharrey Drive stated that he had previously attended the Zoning Hearing Board and Planning Commission meetings regarding this application. He questioned why a non-residential use would be permitted in a residential area. Mr. Benson noted that the residents' biggest concern is the location of the entrance directly across from homes on Wharrey Drive. He pointed out that the entrance has been increased in size so that headlights would not shine into the homes across the street. He stated that the residents would rather see the original smaller entrance. The residents also do not see the value of installing sidewalks on the east side of the church entrance, and they are requesting that the sidewalks be eliminated.

Ms. Kathy Prady, 2360 Wharrey Drive also stated that the main concern is the location of the entrance, and the residents have asked at every meeting that the location be moved. She also noted other concerns they have, such as: safety of the children in the neighborhood; the narrow width of the road; Wharrey Drive is used as a short cut for traffic; and how the church will impact the residents with regard to public water.

Mr. Phillips noted that some requests for modifications had been requested for the land development application, and they are noted in his Staff Report.

Mr. Gary Sippel, 2399 Nicholson Road, reviewed the proposed location for the entrance and as well as other possible locations. He noted that if the entrance were moved further down Wharrey Drive, it would have a 12 percent grade and the sight distance would not be sufficient. A retaining wall would also be required. Mr. Sippel also stated that the church would have no problem changing the entrance back to its original design and eliminating the sidewalks. They were only doing what the Planning Commission had recommended.

There were no further comments or questions regarding the application, and the hearing was then closed. Mrs. Corey moved approval be granted for the Conditional Use Application submitted by the New Heights Church of God for a church to be located at the corner of Nicholson Rd and Wharrey Dr in the R-1 Zoning District, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated April 4, 2005, and further that the provision of sidewalks in the plan as submitted be eliminated until required in the future and that the entranceway be made a narrower "T" entrance, seconded by Mr. Libson and carried unanimously.

NEW HEIGHTS CHURCH OF GOD LAND DEVELOPMENT - Mrs. Corey moved preliminary and final approval be granted for the Land Development Application submitted by the New Heights Church of God for a church to be located at the corner of Nicholson Rd and Wharrey Dr in the R-1 Zoning District, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated April 4, 2005 and the letter from W.E.C. Engineers dated April 1, 2005, and further that the provision of sidewalks in the plan as submitted be eliminated until required in the future and that the entranceway be made a narrower "T" entrance, seconded by Mr. Smith and carried unanimously.

SCHWEIGER PLAN OF LOTS, PINE CREEK ROAD - Mr. Libson moved preliminary and final approval be granted for the Subdivision Application submitted by Craig Schweiger for the Schweiger Plan of Lots, subdividing 1 lot located on Pine Creek Road across from Barrington Drive in the R-2 Zoning District into 5 lots, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated April 4, 2005 and the letter from W.E.C. Engineers dated April 4, 2005, seconded by Mr. Hartman and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, APRIL 20, 2005**

MOTION TO ADJOURN - Mr. Libson moved to adjourn the meeting, seconded by Mr. Smith and carried unanimously. The meeting adjourned at 9:21 p.m.

A small reception was held after the meeting in honor of Mrs. Corey.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 36

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MAY 25, 2005**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, May 25, 2005 at 8:20 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Gary Thomas called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese present
Richard H. Hartman present
Franklin B. Libson present
Michael C. Smith present
Gary J. Thomas present
Ward 3 position vacant
Junior Councilperson Grady Nye present
Mayor G. Reynolds Clark present

ENGINEER:

Bob Nedzesky, W.E.C. Engineers present

SOLICITOR:

John Rushford, Law Offices of Ira Weiss present

STAFF:

Don Dorsch, Chief of Police present
Cathy Krummert, Borough Secretary present
Ronald Merriman, Superintendent of Public Works present
Connie O'Brien, Treasurer present
Tim Phillips, Building Inspector/Zoning Officer present
Ambrose Rocca, Borough Manager present
Bill Schweitzer, Golf Course Superintendent present
Jim Watenpool, Parks & Recreation Director present

SPECIAL MEETINGS - Mr. Thomas explained that prior to this meeting, two Special Meetings were held to fill Council vacancies in Ward 1 and Ward 3. Mr. James Lawrence was appointed to fill the vacancy in Ward 3, but he was not sworn into office since he is out of town. Mrs. Martha A. Creese was appointed and sworn in to fill the vacancy in Ward 1. Mr. Thomas welcomed both Mr. Lawrence and Mrs. Creese to Borough Council.

APPROVAL OF THE MINUTES - Mr. Smith moved the minutes of the April 20, 2005 regular meeting, the April 20, 2005 pre/post meeting and the May 4, 2005 work session, be approved, seconded by Mr. Hartman and carried unanimously.

TREASURER'S REPORT - Mrs. O'Brien reported April 2005 receipts totaled \$604,167.73 and April 2005 expenditures totaled \$430,564.91. Year-to-date receipts totaled \$2,582,391.46 and year-to-date expenditures totaled \$1,357,240.79. Mr. Hartman moved the Treasurer's Report be accepted as read, seconded by Mr. Libson and carried unanimously.

POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of April 2005. He also announced that Officer Boucek would have a defense awareness program for woman at the Ingomar United Methodist Church in early June. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MAY 25, 2005**

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for April 2005. Mr. Phillips issued 22 permits and collected \$7,753.00 in fees. Total value of construction was \$742,421.00.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mr. Thomas announced that an executive session was held on April 6, 2005 to discuss the resignation of a part-time police officer, the hiring of a part-time police officer, a potential workers' compensation claim, salt contract issues and a Teamsters Union grievance and on April 20, 2005 to discuss a Teamsters Union grievance.

COMMENTS FROM THE FLOOR - None

MOTION TO APPOINT VICE PRESIDENT OF BOROUGH COUNCIL - Mr. Smith moved to elect Frank Libson as Vice President of Borough Council, seconded by Mr. Hartman and carried unanimously.

APPROVAL OF THE BILLS - Mr. Libson moved Council authorize the payment of the bills, which have been reviewed and approved since the last meeting, seconded by Mr. Smith and carried unanimously.

ST. JOHN NEUMANN R.C. CHURCH, REVISED CONDITIONAL USE APPLICATION PUBLIC HEARING - Mr. Thomas turned the meeting over to Mr. Rushford to conduct the Public Hearing. A court reporter was present to take a verbatim transcript of the hearing. Mr. Paul Lang, a member of St. John Neumann parish, member of the building committee and parish council was present on behalf of the church. He explained that the church plans to expand the existing education building to accommodate current multiple programs and activities. This will not increase the number in the parish, but it will accommodate existing programs. The proposed expansion of 19,000 sq. ft. will include a multi-purpose room, library, additional kitchen facilities, rooms for youth programs and storage for the many outreach programs. The expansion will be built contiguous to the church building and education building. Mr. Phillips noted that the Planning Commission recommended approval. The Zoning Hearing Board had granted a variance for relief from the parking requirements. Mr. Phillips reviewed the modifications requested by the church. He stated that it is staff's recommendation to Council that the church be required to interconnect the sidewalk with Mr. Rhule's property on the south side of the property. The church will be required to construct a sidewalk that meets the finished grade of Mr. Rhule's property. Mr. Lang expressed the church's concern regarding this requirement and the additional cost to the church. He noted that they still intend to work with Mr. Rhule to come to an amicable agreement regarding the construction of the sidewalk. Mr. Nedzesky noted that he had received informal comments from the church's consultant in response to his letter, but he had not received a formal submission. Mr. John Werley, the landscape architect and consultant, reviewed the modification requested for the parking requirements. Mr. Todd Rhule, 1004 Willow Lane, the owner of the abutting property discussed the construction of the sidewalk. He also noted that the proposed plans include revisions to correct the water run-off issues to his property. The hearing was then closed.

Mr. Thomas called for a motion. No motion was heard. Mr. Thomas then called for an adjournment at 8:55 p.m. and called all Council members to the back room. Mr. Thomas reconvened the meeting at 8:57 p.m.

Mr. Libson moved approval be granted for the Revised Conditional Use Application submitted by St. John Neumann Catholic Church, 2230 Rochester Road in the R-2 Zoning District, for site improvements and a building addition, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated May 19, 2005, seconded by Mr. Hartman. Mr. Smith voted "No". The motion carried.

ST. JOHN NEUMANN R.C. CHURCH, REVISED LAND DEVELOPMENT APPLICATION - Mrs. Creese moved approval be granted for the Revised Preliminary and Final Land Development Application submitted by St. John Neumann Catholic Church, 2230 Rochester Road in the R-2 Zoning District, for site improvements and a building addition, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated May 19, 2005 and the letter from W.E.C. Engineers dated April 29, 2005, seconded by Mr. Libson. Mr. Smith voted "No". The motion carried.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MAY 25, 2005**

BEATTY-GOLDIE PLAN, ARNDT ROAD - Mr. Hartman moved preliminary and final approval be granted for the Subdivision Application submitted by Tait Engineering for The Beatty-Goldie Plan, a lot line revision consolidating 4 lots into 3 lots at 1598 Arndt Road in the R-2 Zoning District, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated May 2, 2005, and the letter from W.E.C. Engineers dated April 29, 2005, seconded by Mr. Smith and carried unanimously.

ORDINANCE NO. 534-2005, BLACKBURN HEIGHTS SEWERS - Mr. Rushford summarized Ordinance No. 534-2005. Mr. Smith moved Ordinance No. 534-2005 authorizing the Ohio Township Sanitary Sewer Authority to service the Blackburn Heights area, be enacted, seconded by Mr. Hartman and carried unanimously.

RESOLUTION NO. 892-2005, SUPPORT FOR CDBG PROGRAM - Mr. Rushford summarized Resolution No. 892-2005. Mr. Smith moved Resolution No. 892-2005 expressing support of the Community Development Block Grant (CDBG) Program, be adopted, seconded by Mr. Libson and carried unanimously.

RESOLUTION NO. 893-2005, PSAB VOTING DELEGATE FOR 94TH ANNUAL CONFERENCE - Mr. Rushford summarized Resolution No. 893-2005. Mrs. Creese moved Resolution No. 893-2005 designating Michael C. Smith as the voting delegate for the PSAB 94th Annual Conference at Hershey Lodge and Convention Center June 19-22, 2005, seconded by Mr. Hartman and carried unanimously.

YMCA, LETTER OF CREDIT REDUCTION - Mr. Libson moved Letter of Credit No. SCL010395 in the amount of \$1,052,327.00 issued by National City Bank for the YMCA of Pittsburgh be reduced by \$577,922.50 leaving a balance of \$474,404.50, in accordance with the Borough Engineer's recommendation, seconded by Mr. Smith and carried unanimously.

FIELDS OF NICHOLSON, LETTER OF CREDIT REDUCTION - Mr. Smith moved Letter of Credit No. 74251004R in the amended amount of \$457,839.93 issued by ESB Bank for the Fields of Nicholson be reduced by \$196,953.37 leaving a balance of \$260,886.56, in accordance with the Borough Engineer's recommendation, seconded by Mr. Libson and carried unanimously.

MUNICIPAL BUILDING CLEANING CONTRACT EXTENSION - Mrs. Creese moved to extend the current Agreement between the Borough and Northern Home Service Company for cleaning services for the municipal building and the Blueberry Hill Park Activity Center for the one-year period July 1, 2005 through June 30, 2006, maintaining the current rates, seconded by Mr. Smith. Mr. Libson abstained from voting. An abstention form is on file in the general office. The motion carried.

REAL ESTATE TAX EXONERATION - Mr. Libson moved the Real Estate Tax Collector be exonerated from collecting Borough real estate taxes in the amount of \$217.47 from the Borough of Franklin Park and \$279.18 from the Franklin Park Volunteer Fire Company No. 1, and that the Borough and the Fire Company be exempted from paying these Borough real estate taxes, seconded by Mr. Hartman and carried unanimously.

AWARD BID FOR LUMBER & BUILDING MATERIALS FOR BLUEBERRY HILL PARK MAINTENANCE BUILDING - Mrs. Creese moved to award O.C. Cluss Lumber Company, Uniontown, PA the bid to provide lumber and building materials for the Blueberry Hill Park Maintenance Building, at a cost of \$23,900.00, and the bid bonds be returned to all bidders, seconded by Mr. Libson and carried unanimously.

ACCEPT THE RESIGNATION OF B. ANTHONY DELSERONE, WARD 3 COUNCIL MEMBER - Mr. Smith moved to accept the resignation of B. Anthony Delserone as a Borough Council member in Ward 1, effective May 3, 2005, seconded by Mr. Libson and carried unanimously.

SETTLERS WALK PHASES I & II, DENY ACCEPTANCE OF PUBLIC IMPROVEMENTS - Mr. Libson moved to deny the request to accept the public improvements in Settlers Walk Phase I and Phase II as recommended by W.E.C. Engineers in letters dated May 12, 2005, seconded by Mr. Hartman and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MAY 25, 2005**

REAPPROVE CHILDREN'S HOSPITAL SITE IMPROVEMENTS AND ALTERATIONS - Mrs. Creese moved to reapprove the revised Land Development application submitted by Children's Hospital of Pittsburgh for site improvements and alterations, in the M-2 Zoning District, with all of the conditions as set forth when the plan was originally granted preliminary and final approval on October 20, 2004, seconded by Mr. Smith and carried unanimously.

AUTHORIZE PURCHASE OF ALUMINUM DUMP BODY FOR 39,000 GVW CAB & CHASSIS - Mr. Hartman moved to authorize the purchase of an aluminum dump body for the 39,000 GVW cab & chassis for the Public Works Department from U.S. Municipal Supply Inc., Huntingdon, PA, at a cost of \$32,082.00, in accordance with the PACC 2004-1 Vehicle and Equipment Contract issued for the calendar/model year 2004 and extended for 2005, seconded by Mr. Smith. Mr. Libson left the room during the motion and did not vote. The motion carried.

SALT CONTRACT COLA ADJUSTMENT - Mr. Smith moved to accept the COLA adjustment of \$1.81 per ton for the salt contract between Franklin Park Borough and Morton Salt of Chicago, Illinois, for the 2005/2006 year in accordance with the original contract specifications, the new price will be \$34.93 per ton, seconded by Mr. Hartman and carried.

BOROUGH MANAGER - Mr. Rocca welcomed Mrs. Creese to Borough Council.

SOLICITOR - Mr. Rushford congratulated Mr. James Lawrence and Mrs. Martha Creese as newly appointed members of Council.

MR. THOMAS - Mr. Thomas congratulated Mr. Lawrence and Mrs. Creese.

MRS. CREESE - Mrs. Creese thanked everyone for her appointment.

Mr. Libson rejoined the meeting.

PARKS & RECREATION DIRECTOR

- * Mr. Watenpool reported that the summer programs are ready to begin and they include: Movies in the Park, a Yoga class and horseback riding classes.
- * Preparations are complete for Festival in the Park.

GOLF COURSE SUPERINTENDENT/MANAGER

- * Mr. Schweitzer reported that the golf course is approximately 13% ahead of last year. Play is up in spite of the recent bad weather.
- * They are starting some of the projects on the schedule for this year.

MOTION TO ADJOURN - Mr. Libson moved to adjourn the meeting, seconded by Mr. Hartman and carried unanimously. The meeting adjourned at 9:13 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, MAY 25, 2005**

A special meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, May 25, 2005 beginning at 7:52 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237. The purpose of this meeting was to interview candidates for the vacancy on Borough Council in Ward 1 (due to the resignation of B. Anthony Delserone on May 3, 2005).

Council President Gary Thomas called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Richard H. Hartman present
Franklin B. Libson present
Michael C. Smith present
Gary J. Thomas present
Mayor G. Reynolds Clark present

ALSO PRESENT:

Junior Councilperson Grady Nye present
Cathy L. Krummert, Borough Secretary present

SOLICITOR:

John Rushford, Law Offices of Ira Weiss present

Mr. Thomas explained that two candidates had submitted letters of interest for the vacancy, but that Mr. Karl Sieg presented Council with a letter this evening withdrawing his name from consideration.

CANDIDATE INTERVIEW

Mrs. Martha A. Creese, 2570 Aldon Drive - Mr. Thomas asked Mrs. Creese a list of questions, which had been prepared in advance of the meeting. At the conclusion of the questions, Mr. Thomas asked if there was any public comment regarding this candidate. No public comment was heard.

DELIBERATIONS

Mr. Smith stated that Mrs. Creese was an excellent candidate, and she has proven herself as tax collector for many years.

Mayor Clark stated that it is great Mrs. Creese is willing to serve. This will give her an opportunity to get up to speed and participate with the budget process. He noted that Mrs. Creese is a candidate on the fall ballot for Ward 1.

MOTION TO APPOINT COUNCILPERSON FOR WARD 1

Mr. Thomas called for a motion. Mr. Hartman moved that Martha A. Creese be appointed as a Councilperson in Ward 1 of the Borough to fill the vacancy of Anthony Delserone until December 31, 2005, seconded by Mr. Libson and carried unanimously.

OATH OF OFFICE

Mayor Clark administered the Oath of Office to Mrs. Creese as the newly appointed Councilmember in Ward 1.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, MAY 25, 2005**

MOTION TO ADJOURN - Mr. Smith moved to adjourn the meeting, seconded by Mr. Libson and carried unanimously. The meeting adjourned at 8:02 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present -22

**BOROUGH OF FRANKLIN PARK
VACANCY BOARD SPECIAL MEETING
WEDNESDAY, MAY 25, 2005**

A special meeting of the Vacancy Board of the Borough of Franklin Park was held on Wednesday, May 25, 2005 beginning at 7:12 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237. The purpose of this meeting was to interview candidates for the vacancy on Borough Council in Ward 3 (due to the resignation of Marilyn A. Corey on April 22, 2005).

Pledge of Allegiance

Council President Gary Thomas called the meeting to order. Mr. Thomas provided a brief summary of the proceedings this evening.

Cathy Krummert called the roll:

MEMBERS PRESENT:

Charles P. Hamilton, Vacancy Board Chairman present
Richard H. Hartman present
Franklin B. Libson present
Michael C. Smith present
Gary J. Thomas..... present

ALSO PRESENT:

Junior Councilperson Grady Nye present
Mayor G. Reynolds Clark present
Cathy L. Krummert, Borough Secretary present

SOLICITOR:

John Rushford, Law Offices of Ira Weiss..... present

CANDIDATE INTERVIEWS

Mr. James W. Lawrence, 2604 Fountain Hills Drive - Mr. Lawrence called in for his interview via telephone because he was in Asia for business. Mr. Thomas asked Mr. Lawrence a list of questions, which had been prepared in advance of the meeting. At the conclusion of the questions, Mr. Thomas asked if there was any public comment regarding this candidate. No public comment was heard. Mr. Lawrence then ended the telephone call and hung up the phone.

Ms. Amy E. Sable, 2517 Matterhorn Drive - Ms. Sable was present for the interview. Mr. Thomas asked Ms. Sable the same list of questions, which had been asked of Mr. Lawrence. At the conclusion of the questions, Mr. Thomas asked if there was any public comment regarding this candidate. No public comment was heard.

DELIBERATIONS

Mr. Thomas noted that Council had a very difficult decision to make because both candidates were very qualified.

Mr. Libson stated his opinion that if Mr. Lawrence wanted the position, he should have made arrangements to be present for the interview.

Mr. Smith stated that both candidates were excellent. He stated that he was glad Mr. Lawrence assured Council that he would be able to attend meetings on a regular basis even though he travels for his job. Mr. Smith stated that everyone who makes a commitment for public service should change their schedule in order to attend meetings.

**BOROUGH OF FRANKLIN PARK
VACANCY BOARD SPECIAL MEETING
WEDNESDAY, MAY 25, 2005**

There was some discussion regarding the fact that this appointment would only be through December 31, 2005. It was noted that Mr. Lawrence is already on the fall ballot for this position as the endorsed Republican candidate. Council discussed that Ms. Sable could run in the fall election as an Independent candidate, a write-in candidate or by receiving the Democratic Party endorsement.

Mr. Thomas asked that the unsuccessful candidate consider getting involved with one of the other boards/commissions within the Borough.

MOTION TO APPOINT COUNCILPERSON FOR WARD 3

Mr. Thomas called for a motion. Mr. Libson moved that a candidate be appointed as a Councilperson in Ward 3 of the Borough to fill the unexpired term of Marilyn A. Corey until December 31, 2005, seconded by Mr. Smith. A roll call vote was then taken:

Mr. Hartman voted for James W. Lawrence.
Mr. Libson voted for Amy Sable
Mr. Smith voted for Amy Sable
Mr. Thomas voted for James Lawrence

Mr. Hamilton was then called upon to cast the tie-breaking vote. Mr. Hamilton voted for James Lawrence. Mr. Thomas noted that the motion carried that Mr. Lawrence be appointed as Councilperson in Ward 3 of the Borough to fill the unexpired term of Marilyn A. Corey until December 31, 2005. Because Mr. Lawrence was not present this evening, he will be sworn in at the June 1, 2005 work session of Borough Council.

MOTION TO ADJOURN - Mr. Libson moved to adjourn the meeting, seconded by Mr. Smith and carried unanimously. The meeting adjourned at 7:52 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 5

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JUNE 15, 2005**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, June 15, 2005 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Gary Thomas called the meeting to order.

Pléde of Allegiance

OATH OF OFFICE, JAMES W. LAWRENCE - Mayor Clark administered the Oath of Office to newly appointed Councilman James W. Lawrence. Mr. Lawrence was appointed by Borough Council to fill the unexpired term of Marilyn A. Corey in Ward 3.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese present
Richard H. Hartman present
James W. Lawrence present
Franklin B. Libson present
Michael C. Smith absent
Gary J. Thomas present
Junior Councilperson Grady Nye present
Mayor G. Reynolds Clark present

ENGINEER:

Bob Nedzesky, W.E.C. Engineers present

SOLICITOR:

John Rushford, Law Offices of Ira Weiss present

STAFF:

Don Dorsch, Chief of Police present
Cathy Krummert, Borough Secretary present
Ronald Merriman, Superintendent of Public Works present
Connie O'Brien, Treasurer present
Tim Phillips, Building Inspector/Zoning Officer present
Ambrose Rocca, Borough Manager present
Bill Schweitzer, Golf Course Superintendent absent
Jim Watenpool, Parks & Recreation Director present

ACKNOWLEDGE RECIPIENTS OF THE FRANKLIN PARK COMMUNITY SCHOLARSHIP -

Mrs. Creese moved to publicly acknowledge the six students selected to receive a Franklin Park Community Scholarship:

1. Christine Cholewinski, White Oak Court
2. Kimberly Jenkins, Field Club Drive
3. Nolan Kurtz, Forest Ridge Drive
4. Laura Musser, Barnwood Drive
5. Grady Nye, Valley Brooke Court
6. Tiffany Yam, Oakleaf Lane

seconded by Mr. Hartman and carried unanimously.

Mayor Clark presented each scholarship winner with a payment voucher to be completed by the college or university of their choice. The Mayor noted that each year the Borough holds a Golf Outing, sponsored by Mr. Bobby Wright of Wright Automotive. The Golf Outing helps raise funds for the Borough scholarships.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JUNE 15, 2005**

The Mayor then introduced the \$1,000 scholarship recipients:

1. Christine Cholewinski, White Oak Court - Christine plans to attend John Carroll University and major in Communications.
2. Kimberly Jenkins, Field Club Drive - not present
3. Nolan Kurtz, Forest Ridge Drive - Nolan plans to attend Carnegie Mellon University, College of Engineering for Civil Engineering.
4. Laura Musser, Barnwood Drive - Laura plans to attend the University of Richmond.
5. Grady Nye, Valley Brooke Court - Grady plans to attend Brigham Young University and major in Political Science.
6. Tiffany Yam, Oakleaf Lane - Tiffany plans to attend Duke University.

APPROVAL OF THE MINUTES - Mr. Hartman moved the minutes of the May 25, 2005 Vacancy Board special meeting, the May 25, 2005 Borough Council special meeting, the May 25, 2005 pre/post meeting, the May 25, 2005 regular meeting and the June 1, 2005 work session be approved, seconded by Mr. Libson and carried unanimously.

TREASURER'S REPORT - Mrs. O'Brien reported May 2005 receipts totaled \$825,040.92 and May 2005 expenditures totaled \$330,369.31. Year-to-date receipts totaled \$3,407,432.38 and year-to-date expenditures totaled \$1,687,610.10. Mrs. Creese moved the Treasurer's Report be accepted as read, seconded by Mr. Hartman and carried unanimously.

POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of May 2005. Mr. Libson recommended the Police Report be filed with the Police Secretary. Mayor Clark also commended Officer Boucek for the extra time she dedicates to public service work.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for May 2005. Mr. Phillips issued 39 permits and collected \$19,820.14 in fees. Total value of construction was \$2,061,766.00.

COMMENTS FROM THE FLOOR

Karen Ott, 1700 Mooney Lane - Ms. Ott had attended previous Council meetings regarding the proposed walking trail in the Spring Ridge Development adjacent to her home. Since that time she attended the Planning Commission Comprehensive Plan Update meeting as suggested by Borough Council. She had also circulated a petition and obtained over 200 signatures requesting that the Borough only put walking trails in public areas, such as sidewalks or public parks. Mr. Rocca explained that the Recreation Board would like to see walking trails along main roads so residents could walk or bike from one area to another. She asked the Borough to send a letter to the residents in the area of the Spring Ridge Plan stating that the walking trail would not be developed. Mr. Rushford and Mr. Rocca explained that the Planning Commission would first make their recommendation to Council through the Comprehensive Plan Update, and then Council would take official action. Mayor Clark stated that the Planning Commission and Council have heard the wishes of the residents, and noted that the trail would most likely not be constructed. Ms. Ott also noted that the residents overwhelmingly have requested the installation of public sidewalks. The Mayor commended Ms. Ott for the structured and forthright manner in which she and the residents went about handling this issue.

Joe Dresbach, 2479 Nicholson Road - Mr. Dresbach informed Council that the "No Dogs Permitted" signs are repeatedly being removed from Blueberry Hill Park in the area of the football field. The Borough will address this issue and install the signs in a manner that they cannot be removed.

Karen Lesniak, 1403 North Shevlin Court - Ms. Lesniak was present on behalf of the Settlers Walk homeowners to request that the developer be required to install the sidewalks in front of the empty lots along Rochester Road. This area is the only access from North Shevlin Court to Shaker Drive. The Borough will ask the developer if they would consider installing a temporary asphalt sidewalk for use until the lots are developed and the concrete sidewalks are installed.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JUNE 15, 2005**

APPROVAL OF THE BILLS - Mr. Libson moved Council authorize the payment of the bills, which have been reviewed and approved since the last meeting, seconded by Mr. Hartman and carried unanimously.

YMCA REVISED CONDITIONAL USE APPLICATION PUBLIC HEARING - Mr. Thomas turned the meeting over to Mr. Rushford to conduct the Public Hearing. A court reporter was present to take a verbatim transcript of the hearing. Mr. Phillips noted that the Planning Commission had recommended approval of the outdoor pool and parking lot changes. Mr. Jim Radock of RSSC Architecture reviewed the proposed revised plans. Ms. Nancy Lonnett Roman of Pashek Associates reviewed the proposed plantings for the site. The following residents spoke regarding the YMCA:

Theresa Wolfarth, 2573 Nicholson Road - Mrs. Wolfarth is an adjacent property owner and she expressed her opposition to the outdoor swimming pool. She is concerned about the noise that will come from the pool, and she also had a concern regarding drainage onto her property. Mrs. Wolfarth, Council and the representatives of the YMCA discussed at length the possibility of using plantings or constructing a wall to address Mrs. Wolfarth's concerns regarding noise. After researching the cost to construct a wall, the YMCA found that it would be cost prohibitive.

Wayne Haas, 2568 Nicholson Road - Mr. Haas asked that the Borough rezone the properties surrounding the YMCA from residential to commercial. Mr. Haas also expressed concerns regarding lighting from the YMCA property. Mr. Rushford noted that any rezoning would be a part of the Comprehensive Plan Update process. Mr. Haas was assured that the lighting would be contained on the YMCA property.

Ron Coombs, 2554 Shellburne Drive - Mr. Coombs expressed his support for the YMCA and the outdoor swimming pool. He stated that the community would benefit from these amenities.

Ken Gryger, 2472 Wedgewood Drive - Mr. Gryger stated that he was in favor of the YMCA and commended the Borough and YMCA for collaborating on this project.

The hearing was then closed.

Mr. Libson moved approval be granted for the Revised Conditional Use Application submitted by the YMCA of Pittsburgh, for site improvements which will include an outdoor public swimming pool and changes to the construction details of the parking lot for the property located at 2565 Nicholson Road in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated May 25, 2005, seconded by Mr. Hartman. Council then further discussed Mrs. Wolfarth's concerns regarding the noise and drainage issues. The motion was then voted upon and carried unanimously.

YMCA REVISED PRELIMINARY AND FINAL LAND DEVELOPMENT APPLICATION - Mr. Hartman moved approval be granted for the Revised Preliminary and Final Land Development Application submitted by the YMCA of Pittsburgh, for site improvements which will include an outdoor public swimming pool and changes to the construction details of the parking lot for the property located at 2565 Nicholson Road in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated May 25, 2005 and the letter from W.E.C. Engineers dated May 16, 2005, seconded by Mr. Libson and carried unanimously.

WAIVER OF BUILDING PERMIT FEES FOR FRANKLIN PARK FIRE HALL - Mr. Libson moved to waive the building inspection fees of \$158.00 for the renovations to the Franklin Park fire hall, seconded by Mr. Hartman and carried unanimously.

SETTLERS WALK PHASE I & PHASE II, ACCEPTANCE OF PUBLIC IMPROVEMENTS - Mrs. Creese moved to accept the public improvements in Settlers Walk Phase I and Phase II as recommended by W.E.C. Engineers in letters dated June 13, 2005, and to authorize the Solicitor to prepare the necessary ordinance and maintenance agreement for acceptance, seconded by Mr. Libson and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JUNE 15, 2005**

RESOLUTION NO. 894-2005, COG MULTI-MUNICIPAL GRANT APPLICATION FOR RECYCLING AND YARD WASTE CARTS

- Mr. Rushford summarized Resolution No. 894-2005. Mrs. Creese moved Resolution No. 894-2005 authorizing the North Hills COG to file a multi-municipal application under the Pennsylvania DEP 902 program for the procurement and deployment of recycling and yard waste carts, be adopted, seconded by Mr. Hartman and carried unanimously.

REAPPROVE HERITAGE UNITED PRESBYTERIAN CHURCH LAND DEVELOPMENT APPLICATION

- Mr. Libson moved to reapprove the Land Development Application submitted by Heritage United Presbyterian Church for the expansion of the facility located at 2262 Rochester Road in the R-2 zoning district, with all of the conditions as set forth when the land development application was originally granted preliminary and final approval on May 21, 2003, seconded by Mr. Hartman and carried unanimously.

PA ACT 57 TAP FEE STUDY - Mrs. Creese moved to award a contract to ATS-Chester Engineers in the amount not to exceed \$7,500 to perform a tap fee study for the Borough's sanitary sewer system, seconded by Mr. Libson and carried unanimously.

BOROUGH MANAGER - Mr. Rocca announced that the Scholarship Golf Outing would be held July 18. This event raises money for the Borough Scholarship Program, and everyone was encouraged to participate. Mr. Rocca also noted that the North Allegheny School District selects the recipients of the scholarships.

SOLICITOR - Mr. Rushford welcomed Mr. Lawrence to Borough Council.

COUNCILMAN LAWRENCE - Mr. Lawrence thanked Council for his appointment and support.

PARKS & RECREATION DIRECTOR

- * Mr. Watenpool reviewed the upcoming programs:
 - June 20 - Step into Fitness
 - June 24 - Movies in the Park showing "Shrek 2"
 - June 25 - Battle of the Bands and Car Cruise
 - June 26 - Festival in the Park

MOTION TO ADJOURN - Mr. Libson moved to adjourn the meeting, seconded by Mr. Hartman and carried unanimously. The meeting adjourned at 9:25 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 42

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JULY 20, 2005**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, July 20, 2005 at 8:07 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Gary Thomas called the meeting to order and announced that this would be his last meeting. He has accepted a job offer in North Carolina.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese.....present
Richard H. Hartman.....present
James W. Lawrence.....present
Franklin B. Libson.....present
Michael C. Smith.....present
Gary J. Thomas.....present
Junior Councilperson Grady Nye.....present
Mayor G. Reynolds Clark.....present

ENGINEER:

Bob Nedzesky, W.E.C. Engineers.....present

SOLICITOR:

John Rushford, Law Offices of Ira Weiss.....present

STAFF:

Don Dorsch, Chief of Police.....present
Cathy Krummert, Borough Secretary.....present
Ronald Merriman, Superintendent of Public Works.....present
Connie O'Brien, Treasurer.....absent
Tim Phillips, Building Inspector/Zoning Officer.....present
Ambrose Rocca, Borough Manager.....present
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Director.....present

PRESENTATIONS TO COUNCILMAN GARY J. THOMAS

Mayor Clark informed the audience that Mr. Thomas had submitted his resignation from Council. He and his family will be moving to North Carolina where he has accepted the position as the 9-1-1 Director of Union County. Mayor Clark read Resolution No. 895-2005 recognizing Mr. Thomas for his years of dedicated community service as a member of Borough Council. Mayor Clark stated that he and Mr. Thomas had been friends for a long time and he hated to see him go.

A representative from State Representative Mike Turzai's office presented Mr. Thomas with a citation from the Pennsylvania State House of Representatives.

A representative from State Senator Jane C. Orié's office presented Mr. Thomas with a citation from the Senate of Pennsylvania.

Mr. Lawrence moved Resolution No. 895-2005 recognizing Gary J. Thomas be adopted, seconded by Mr. Libson and carried unanimously.

Mr. Rocca announced that a small reception would be held for Mr. Thomas at the conclusion of the meeting.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JULY 20, 2005**

APPOINT JUNIOR COUNCILPERSON FOR THE 2005/2006 SCHOOL YEAR - Mr. Libson moved Mollie Rosenzweig be appointed as the Junior Councilperson for the 2005/2006 school year, seconded by Mr. Smith and carried unanimously. Mayor Clark then administered the Oath of Office to Miss Rosenzweig.

PRESENTATION TO GRADY NYE, OUTGOING 2004/2005 JUNIOR COUNCILPERSON - Mayor Clark noted that this was Grady's last meeting and that he would be leaving soon for Brigham Young University. He commended Grady for his exemplary service to the community and his outstanding attendance. Mayor Clark then presented a Certificate of Recognition to Grady Nye for his service as the third Junior Councilperson for Franklin Park. Mr. Nye thanked Council for the opportunity and noted that he would be studying Political Science at Brigham Young.

APPROVAL OF THE MINUTES - Mrs. Creese moved the minutes of the June 15, 2005 pre/post meeting, the June 15, 2005 regular meeting and the July 6, 2005 work session be approved, seconded by Mr. Hartman and carried unanimously.

TREASURER'S REPORT - Mr. Rocca read the Treasurer's Report. June 2005 receipts totaled \$613,708.25 and June 2005 expenditures totaled \$351,446.38. Year-to-date receipts totaled \$4,021,140.63 and year-to-date expenditures totaled \$2,039,056.48. Mrs. Creese moved the Treasurer's Report be accepted as read, seconded by Mr. Libson and carried unanimously.

POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of June 2005. Mr. Libson recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for June 2005. Mr. Phillips issued 34 permits and collected \$13,933.00 in fees. Total value of construction was \$1,473,558.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mr. Thomas announced that an executive session was held on July 6, 2005 to discuss an employee performance review, Police Union negotiations, litigation regarding Antrim Court and litigation regarding the Carriage Estates Plan.

COMMENTS FROM THE FLOOR - None

APPROVAL OF THE BILLS - Mr. Libson moved Council authorize the payment of the bills, which have been reviewed and approved since the last meeting, seconded by Mr. Hartman and carried unanimously.

JUSTIN RUFF CONDITIONAL USE APPLICATION, 2459 ROCHESTER ROAD - Mr. Thomas turned the meeting over to Mr. Rushford to conduct the Public Hearing. A court reporter was present to take a verbatim transcript of the hearing. It was noted that Mr. Ruff was not present for the hearing, although he had been notified. Mr. Phillips reviewed the application noting that Mr. Ruff is requesting to construct an accessory use, detached garage that is 2,900 sq. ft. Mr. Phillips also pointed out that the garage could only be used for residential purposes, not commercial. The Planning Commission had recommended approval with the condition that the garage only be used for residential use. Mr. Lawrence reiterated that the garage could not be used for the storage of commercial equipment used in a business. Mr. Rushford suggested that the motion be made with that condition. Mr. Hartman asked Mr. Phillips to convey to Mr. Ruff that he should have been in attendance this evening to answer questions regarding his application. The hearing was then closed. Mr. Libson moved approval be granted for the Conditional Use Application filed by Justin Ruff to construct a 2,900 sq ft accessory use garage on the property currently owned by Patricia Smith at 2459 Rochester Rd in the R-1 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated June 30, 2005, with the express understanding that no commercial use of this building can be used, seconded by Mrs. Creese and carried unanimously.

INTRODUCE ORDINANCE NO. 535-2005 - Mr. Thomas introduced Ordinance No. 535-2005 accepting the public improvements in Settlers Walk Phase I and Phase II as recommended by W.E.C. Engineers in letters dated June 13, 2005. This ordinance will be properly advertised for enactment at a future meeting.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JULY 20, 2005**

FIELDS OF NICHOLSON, LETTER OF CREDIT REDUCTION - Mr. Smith moved Letter of Credit No. 74251004R in the amended amount of \$260,886.56 issued by ESB Bank for the Fields of Nicholson be reduced by \$120,576.00 leaving a balance of \$140,310.56, in accordance with the Borough Engineer's recommendation letter dated July 14, 2005, seconded by Mr. Libson and carried unanimously.

MOWER PURCHASE FOR PARKS DEPARTMENT - Mr. Hartman moved to purchase a new John Deere 1600 wide area mower for the Parks Department from Finch Services, Inc. of North Huntingdon, PA, at a cost of \$35,139.44, under State Contract No. 2420-01, seconded by Mr. Libson and carried unanimously.

REAPPROVE FIELDS OF NICHOLSON REVISED TENTATIVE PRD - Mrs. Creese moved to reapprove the Fields of Nicholson Revised Tentative PRD application submitted by Signature Homes located on Nicholson Road in the R-3 Zoning District, with all of the conditions as set forth when the plan was originally granted Revised Tentative PRD approval on March 16, 2005, seconded by Mr. Smith and carried unanimously.

REAPPROVE SETTLERS WALK PLAN OF LOTS, PHASE IV - Mr. Libson moved to reapprove the Subdivision Application submitted by Franklin Park Properties, LLC for the Settlers Walk Plan of Lots, Phase IV, located in the R-2 Zoning District, with all of the conditions as set forth when the plan was originally granted final approval on August 18, 2004, seconded by Mr. Hartman and carried unanimously.

NORTHLAND LIBRARY 3RD QUARTER PAYMENT - Mr. Smith moved the Treasurer be authorized to prepare a check in the amount of \$54,644.25 payable to Northland Library for the 3rd quarter payment of 2005, seconded by Mr. Libson and carried unanimously.

ACCEPT THE RESIGNATION OF GARY J. THOMAS, WARD 3 COUNCILMAN AND COUNCIL PRESIDENT - Mr. Hartman moved to reluctantly accept the resignation of Gary J. Thomas as a Borough Council member in Ward 3, effective August 1, 2005, seconded by Mr. Libson and carried unanimously.

Mr. Hartman stated that Mr. Thomas' father and grandfather would be very proud of him. He is disappointed that Mr. Thomas is moving, although he understands the circumstances. Mr. Hartman wished Mr. Thomas good luck.

BOROUGH MANAGER - Mr. Rocca congratulated Mr. Thomas and wished him good luck. He noted that Mr. Thomas would be missed.

Mr. Rocca reported that the mid-year financial report (as of 6-30-05) indicates that the revenues are up and the finances are in good order.

SOLICITOR - Mr. Rushford congratulated Mr. Thomas and noted his disappointment that Mr. Thomas is leaving.

MAYOR CLARK - Mayor Clark stated that he regrets that Mr. Thomas is leaving. He had made a similar move professionally in his career many years ago, and it is difficult to leave your home city. Mr. Thomas was born and raised in Ingomar. His father was a well known Justice of the Peace and District Magistrate. Mayor Clark noted that Mr. Thomas had left his mark in Franklin Park and the Borough is better for it. He wished Mr. Thomas success in his new job and wished him and his family well. Mayor Clark noted that he would miss Mr. Thomas both professionally and as a friend.

COUNCILWOMAN CREESE - Mrs. Creese wished Mr. Thomas the best.

COUNCILMAN THOMAS - Mr. Thomas thanked Council and staff for their support. He noted that this was a very difficult decision since he had lived in the area for 47 years.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JULY 20, 2005**

SUPERINTENDENT OF PUBLIC WORKS

- * Mr. Merriman noted that he had known Mr. Thomas a long time and wished him good luck.
- * Public Works has started the paving program. They have finished Wexford Run Road and they will finish Cole Road tomorrow. They will try out the new PennDOT Agility Program and have the road striped.

CHIEF OF POLICE

- * Chief Dorsch noted that he and Mr. Thomas go back a long time. He stated that he was disappointed that Mr. Thomas would not be working at the Allegheny County 9-1-1 Center to provide representation for the Borough. Chief Dorsch noted that Mr. Thomas was a good friend of the police department and always took care of them as a dispatcher and councilman. He wished Mr. Thomas and his family well.

BUILDING INSPECTOR/ZONING OFFICER

- * Mr. Phillips stated that he was sorry to see Mr. Thomas go.

PARKS & RECREATION DIRECTOR

- * Mr. Watenpool stated that he hated to see Mr. Thomas leave. He has known his family for years.
- * Eighty seniors attended the last Seniors Program.
- * The first Hands on History Program went very well with 8 youth in attendance.
- * The Ultimate Sports and Recreation Program will start next week.
- * They will show "Star Wars" for the next Movies in the Park.
- * The Special Needs Program will be held July 30 at Blueberry.

GOLF COURSE SUPERINTENDENT/MANAGER

- * Mr. Schweitzer expressed his thanks to Mr. Thomas for helping the golf course and parks advance. He wished him the best of luck.
- * They are about 18% ahead of last year in revenues and in play.
- * The golf course is in very good condition.
- * They renovated the football field and play will begin in two weeks.
- * They have been keeping up with the ball fields for tournament play.

COUNCILMAN THOMAS - Mr. Thomas thanked everyone again. He stated that it was an honor and privilege to serve Franklin Park. He wished Council the best of luck in the future. He will miss Franklin Park.

MOTION TO ADJOURN - Mr. Libson moved to adjourn the meeting, seconded by Mr. Hartman and carried unanimously. The meeting adjourned at 8:45 p.m.

A small reception was held after the meeting in honor of Mr. Thomas.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, AUGUST 17, 2005**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, August 17, 2005 at 8:04 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Vice President Frank Libson called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese.....present
Richard H. Hartman.....present
James W. Lawrence.....present
Franklin B. Libson.....present
Amy E. Sable.....present
Michael C. Smith.....present
Junior Councilperson Mollie Rosenzweig.....present
Mayor G. Reynolds Clark.....present

ENGINEER:

Bob Nedzesky, W.E.C. Engineers.....present

SOLICITOR:

Ira Weiss, Law Offices of Ira Weiss.....present

STAFF:

Don Dorsch, Chief of Police.....present
Cathy Krummert, Borough Secretary.....present
Ronald Merriman, Superintendent of Public Works.....present
Connie O'Brien, Treasurer.....present
Tim Phillips, Building Inspector/Zoning Officer.....present
Ambrose Rocca, Borough Manager.....present
Bill Schweitzer, Golf Course Superintendent.....absent
Jim Watenpool, Parks & Recreation Director.....present

APPROVAL OF THE MINUTES - Mr. Smith moved the minutes of the July 20, 2005 pre/post meeting, the July 20, 2005 regular meeting and the August 3, 2005 work session be approved, seconded by Mr. Hartman and carried unanimously.

TREASURER'S REPORT - Mrs. O'Brien reported July 2005 receipts totaled \$721,234.51 and July 2005 expenditures totaled \$282,135.33. Year-to-date receipts totaled \$4,742,375.14 and year-to-date expenditures totaled \$2,321,191.81. Mrs. Creese moved the Treasurer's Report be accepted as read, seconded by Mr. Smith and carried unanimously.

POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of July 2005. Mrs. Creese recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for July 2005. Mr. Phillips issued 18 permits and collected \$9,954.00.00 in fees. Total value of construction was \$1,174,368.00.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mr. Libson announced that an executive session was held on August 3, 2005 to discuss litigation regarding the Carriage Estates Plan.

COMMENTS FROM THE FLOOR - None

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, AUGUST 17, 2005**

MOTION TO APPOINT NEW PRESIDENT OF BOROUGH COUNCIL - Mr. Smith moved to elect Frank Libson as President of Borough Council, seconded by Mr. Hartman and carried unanimously.

MOTION TO APPOINT NEW VICE PRESIDENT OF BOROUGH COUNCIL - Mr. Smith moved to elect Martha Creese as Vice President of Borough Council, seconded by Mr. Hartman and carried unanimously.

APPROVAL OF THE BILLS - Mr. Lawrence moved Council authorize the payment of the bills, which have been reviewed and approved since the last meeting, seconded by Mr. Smith and carried unanimously.

PATRICK PURDY CONDITIONAL USE APPLICATION, 2106 REIS RUN ROAD - Mr. Libson turned the meeting over to Mr. Weiss to conduct the Public Hearing. A court reporter was present to take a verbatim transcript of the hearing. Mr. Phillips explained that Mr. Purdy is requesting approval to open a nursery at 2106 Reis Run Road in the R-2 zoning district. The Planning Commission recommended approval with the conditions listed on Mr. Phillips' Staff Report. Mr. Doug Tait of Tait Engineering represented Mr. Purdy. He stated that he had reviewed Mr. Phillips' Staff Report and they would abide by those conditions. Mr. Smith questioned the amount of slope disturbance. Mr. Tait stated that they have a small amount of the property over a 25% slope. This area is at the berm of the road where they intend to put in a driveway. This is the best location for site distance reasons. Mr. Nedzesky had reviewed the plans and agrees with Mr. Tait's testimony. Mrs. Creese moved approval be granted for the Conditional Use Application filed by Patrick Purdy for a nursery to be located at 2106 Reis Run Road in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated July 29, 2005, seconded by Mr. Smith and carried unanimously.

PATRICK PURDY LAND DEVELOPMENT APPLICATION, 2106 REIS RUN ROAD - Mr. Hartman moved preliminary and final approval be granted for the Land Development Application filed by Patrick Purdy for a nursery to be located at 2106 Reis Run Road in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated July 29, 2005 and the letter from W.E.C. Engineering dated August 5, 2005 seconded by Mr. Lawrence and carried unanimously.

FIELDS OF NICHOLSON, FINALIZATION OF LOT LINES FOR NO. 2100 AND NO 2500 - Mr. Smith moved preliminary and final approval be granted for the Subdivision Application submitted by Dan & Michael, Inc., for a finalization of the lot lines for No. 2100 and No. 2500 in the Fields of Nicholson Plan, located off Nicholson Road, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated July 29, 2005 and the letter from W.E.C. Engineering dated August 1, 2005, seconded by Mr. Hartman and carried unanimously.

SCARLETT RIDGE REVISED PLAN - Mr. Lawrence moved preliminary and final approval be granted for the Subdivision Application submitted by Eddy Homes, Inc. for the Scarlett Ridge Revised Plan, to increase the lot size on some of the lots along Scarlett Ridge Drive and to reduce the total number of lots in the plan from 62 to 59, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated July 29, 2005 and the letter from W.E.C. Engineering dated July 29, 2005, seconded by Mr. Smith and carried unanimously.

ORDINANCE NO. 535-2005, ACCEPTING SETTLERS WALK PHASES 1 AND 2 PUBLIC IMPROVEMENTS - Mr. Weiss summarized Ordinance No. 535-2005. Mr. Smith moved Ordinance No. 535-2005 accepting the public improvements in Settlers Walk Phase 1 and Phase 2 as recommended by W.E.C. Engineers in letters dated June 13, 2005, be enacted, seconded by Mrs. Creese and carried unanimously.

SETTLERS WALK PHASE 1, RELEASE OF SET-ASIDE AGREEMENT FOR DEVELOPMENT - Mr. Hartman moved to release the Set-Aside Agreement in the amended amount of \$46,398.00 for Settlers Walk Phase 1, with the requirement that the developer provide the Borough with a cash bond in the amount of \$4,884.00 for the placement of the remaining sidewalks, in accordance with the Borough Engineer's recommendation letter dated August 10, 2005, seconded by Mr. Lawrence and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, AUGUST 17, 2005**

SETTLERS WALK PHASE 2, RELEASE OF SET-ASIDE AGREEMENT FOR DEVELOPMENT -

Mr. Lawrence moved to release the Set-Aside Agreement in the amended amount of \$134,127.90 for Settlers Walk Phase 2, with the requirement that the developer provide the Borough with a cash bond in the amount of \$16,302.00 for the placement of the remaining sidewalks, in accordance with the Borough Engineer's recommendation letter dated August 11, 2005, seconded by Mr. Smith and carried unanimously.

SETTLERS WALK PHASE 2, REDUCTION OF CASH BOND FOR POND FENCING - Mr. Smith moved the cash bond in the amount of \$24,005.00 for the Settlers Walk Phase 2 pond fencing be reduced by \$11,073.00 leaving a balance of \$12,932.00 in accordance with the Borough Engineer's recommendation letter dated August 10, 2005, seconded by Mr. Hartman and carried unanimously.

SETTLERS WALK PHASE 3, REDUCTION OF SET-ASIDE AGREEMENT FOR DEVELOPMENT -

Mrs. Creese moved the Set-Aside Agreement in the amount of \$761,727.00 for Settlers Walk Phase 3, be reduced by \$650,566.74 leaving a balance of \$111,160.26, in accordance with the Borough Engineer's recommendation letter dated August 11, 2005, seconded by Mr. Smith and carried unanimously.

HERITAGE ESTATES PLAN, REDUCTION OF SET-ASIDE AGREEMENT FOR DEVELOPMENT -

Mr. Lawrence moved the Set-Aside Agreement in the amount of \$236,594.60 for Heritage Estates be reduced by \$77,046.13 leaving a balance of \$159,548.47 in accordance with the Borough Engineer's recommendation letter dated August 11, 2005, seconded by Mr. Smith and carried unanimously.

ADVERTISE FOR REFUSE AND RECYCLING BIDS FOR 2006 AND 2007 - Mr. Hartman moved to advertise for bids for the collection of refuse and recycling for the 2006 and 2007 calendar years, seconded by Mr. Lawrence and carried unanimously.

APPOINT G. REYNOLDS CLARK AS EMERGENCY MANAGEMENT COORDINATOR - Mr. Smith moved G. Reynolds Clark be appointed as Emergency Management Coordinator for the Borough of Franklin Park, effective immediately, seconded by Mr. Hartman and carried unanimously.

ADVERTISE FOR THE POSITIONS OF BOROUGH TREASURER AND TREASURER'S OFFICE

CLERK - Mr. Lawrence moved to advertise for the positions of Borough Treasurer and Treasurer's Office Clerk, seconded by Mr. Smith and carried unanimously. Mrs. O'Brien intends to retire in October after 16-1/2 years of service to the Borough. Mayor Clark noted that Mrs. O'Brien has done an outstanding job and will be missed.

BOROUGH MANAGER - Mr. Rocca noted that Mrs. O'Brien is a very detail-oriented person and was ideally suited for the Treasurer's office.

The North Hills COG recently received bids for refuse/recycling collection and the costs increased 42 percent. The increase is due to fuel costs, worker's compensation coverage and insurance costs. Franklin Park residents currently pay about \$10.00 per month, but they can expect the same increase as indicated in the COG bids.

SOLICITOR - Mr. Weiss congratulated Mrs. Sable as a newly appointed Councilmember, and he congratulated Mr. Libson as the new President and Mrs. Creese as the new Vice President.

MAYOR CLARK - Mayor Clark informed everyone in the audience that a special meeting was held at 7:00 p.m. this evening to appoint a new Councilperson in Ward 3. Mrs. Sable was appointed to fill the vacancy created by Mr. Thomas' resignation. Mrs. Sable has already been active with Recreation programming.

COUNCILWOMAN SABLE - Mrs. Sable thanked Council for her appointment.

COUNCILMAN SMITH - Mr. Smith announced that the Comprehensive Plan Update schedule is available, and he encouraged everyone to attend the meetings and be part of the process. The Plan is updated every 10 years.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, AUGUST 17, 2005**

COUNCILMAN LAWRENCE - Mr. Lawrence welcomed Mrs. Sable to Council.

COUNCILMAN HARTMAN - Mr. Hartman welcomed Mrs. Sable.

COUNCILWOMAN CREESE - Mrs. Creese congratulated Mrs. Sable. She also stated that Officer Chuck Bossong had given a safety presentation during the monthly seniors meeting at the Activity Center. Mrs. Creese noted that she heard many positive comments after the presentation.

COUNCILMAN LAWRENCE - Mr. Lawrence wished Mrs. O'Brien good luck and commended her 16-1/2 years of service.

COUNCILMAN LIBSON - Mr. Libson noted that Mrs. O'Brien would be missed.

SUPERINTENDENT OF PUBLIC WORKS

- * Mr. Merriman welcomed Mrs. Sable and noted that he would miss Mrs. O'Brien.
- * The paving program is winding down. Wexford Run Road, Cole Road and Ingomar Heights Road are done. They finished binding the Summit of Franklin Ridge today; they will start with top tomorrow and should be done next week. They will then begin restoration work, patching and many other projects.
- * There was a brief discussion regarding the rumble strips that PennDOT had recently cut on the yellow lines of Rochester Road.

CHIEF OF POLICE

- * Chief Dorsch welcomed Mrs. Sable and said that he was sorry to see Mrs. O'Brien go.
- * He announced that the Police Department is utilizing the Borough's Web site to provide residents with significant crime information. Chief Dorsch noted that there has been an increase in car break-ins in Franklin Park and surrounding areas, and he reminded residents to lock their cars.

BUILDING INSPECTOR/ZONING OFFICER

- * Mr. Phillips noted that the Borough would have a tough time filling Mrs. O'Brien's shoes. He wished Mrs. Sable good luck.
- * Last night the Planning Commission had a bus tour of the Borough as part of the Comprehensive Plan Update.

PARKS & RECREATION DIRECTOR

- * Mr. Watenpool welcomed Mrs. Sable and noted that he has been working with her to develop a Preschool Playtime Program for 1-5 year olds.
- * He stated that he hates to see Mrs. O'Brien retire. She has worked with him and helped him with his many programs.
- * There are approximately 50 different programs for fall. All programs are listed on the Web site and they will be in the fall newsletter.
- * The last Movie in the Park will be "Racing Stripes" on August 26.
- * Mr. Smith noted that Mrs. Sable had mentioned a need for more Preschool Programs during her interview. Mr. Watenpool then reviewed the Preschool Programs he has scheduled for fall.

COUNCILMAN LAWRENCE - Mr. Lawrence thanked everyone in the audience for attending the meeting this evening.

MOTION TO ADJOURN - Mr. Smith moved to adjourn the meeting, seconded by Mr. Hartman and carried unanimously. The meeting adjourned at 8:39 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, AUGUST 17, 2005**

A special meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, August 17, 2005 beginning at 7:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237. The purpose of this meeting was to interview a candidate for the vacancy on Borough Council in Ward 3 (due to the resignation of Gary J. Thomas effective August 1, 2005).

Council Vice President Frank Libson called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese.....present
Richard H. Hartman.....present
James W. Lawrence.....present
Franklin B. Libson.....present
Michael C. Smith.....present
Mayor G. Reynolds Clark.....present
Junior Councilperson Mollie Rosenzweig.....present

STAFF PRESENT:

Cathy L. Krummert, Borough Secretary.....present
Ronald A. Merriman, Superintendent of Public Works.....present
Ambrose Rocca, Borough Manager.....present

SOLICITOR:

Ira Weiss, Law Offices of Ira Weiss.....present

CANDIDATE INTERVIEW

Ms. Amy E. Sable, 2517 Matterhorn Drive - Borough Council asked Mrs. Sable several questions. No public comment was heard.

It was noted that the Borough had advertised for residents interested in filling the vacancy, and Mrs. Sable was the only candidate to apply. Mayor Clark stated that when Council previously interviewed Mrs. Sable for another vacancy in Ward 3, she had indicated that she was interested in getting involved. He commended Mrs. Sable for following through by working with Mr. Watenpool on recreation programs. She has demonstrated her sincere interest in advancing the quality of life in the Borough.

Mr. Weiss clarified that according to Borough Code, Borough Council must appoint a candidate to fill the vacancy through December 31, 2005. Because the vacancy occurred more than 60 days before the November election, both the Republican and Democratic parties will nominate candidates to be placed on the November ballot to fill the final 2 years of Mr. Thomas' term.

MOTION TO APPOINT COUNCILPERSON FOR WARD 3

Mrs. Creese moved that Amy E. Sable be appointed as a Councilperson in Ward 3 of the Borough to fill the vacancy of Gary J. Thomas until December 31, 2005, seconded by Mr. Smith and carried unanimously.

OATH OF OFFICE

Mayor Clark administered the Oath of Office to Mrs. Sable as the newly appointed Councilmember in Ward 3.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, AUGUST 17, 2005**

MOTION TO ADJOURN - Mr. Smith moved to adjourn the meeting, seconded by Mrs. Creese and carried unanimously. The meeting adjourned at 7:23 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present -1

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 21, 2005**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, September 21, 2005 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Frank Libson called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese.....present
Richard H. Hartman.....present
James W. Lawrence.....present
Franklin B. Libson.....present
Amy E. Sable.....present
Michael C. Smith.....present
Junior Councilperson Mollie Rosenzweig.....absent
Mayor G. Reynolds Clark.....present

ENGINEER:

Bob Nedzesky, W.E.C. Engineers.....present

SOLICITOR:

Gregory Gleason, Law Offices of Ira Weiss.....present

STAFF:

Jim Bennett, Police Detective.....present
Don Dorsch, Chief of Police.....absent
Cathy Krummert, Borough Secretary.....present
Ronald Merriman, Superintendent of Public Works.....present
Connie O'Brien, Treasurer.....present
Tim Phillips, Building Inspector/Zoning Officer.....present
Ambrose Rocca, Borough Manager.....present
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Director.....present

MS. LINDSEY MARQUIS OF CONGRESSWOMAN MELISSA HART'S OFFICE - Ms. Marquis introduced herself as the Field Representative for Congresswoman Melissa Hart. She wanted to let Council know that Congresswoman Hart is always ready to help the Borough with community events and other items, such as transportation or economic projects.

APPROVAL OF THE MINUTES - Mr. Hartman moved the minutes of the August 17, 2005 pre/post meeting, the August 17, 2005 regular meeting and the September 7, 2005 work session be approved, seconded by Mr. Smith and carried unanimously.

TREASURER'S REPORT - Mrs. O'Brien reported August 2005 receipts totaled \$444,943.58 and August 2005 expenditures totaled \$417,231.66. Year-to-date receipts totaled \$5,187,318.72 and year-to-date expenditures totaled \$2,738,423.47. Mrs. Creese moved the Treasurer's Report be accepted as read, seconded by Mr. Lawrence and carried unanimously.

POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of August 2005. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for August 2005. Mr. Phillips issued 23 permits and collected \$32,551.00 in fees. Total value of construction was \$3,835,923.00

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 21, 2005**

ANNOUNCEMENT OF EXECUTIVE SESSION - Mr. Libson announced that an executive session was held on September 7, 2005 to discuss police negotiations and potential litigation regarding the Carriage Estates Plan and a claim filed by Mr. and Mrs. Krol of 2402 Antrim Court.

COMMENTS FROM THE FLOOR -

Ms. Betty Gail Dietz, 2442 Rochester Road - Mrs. Dietz asked why the Fall Newsletter had not yet been mailed. Mr. Rocca responded that the Newsletter was late this year for several reasons. Ms. Dietz and Mr. Rocca then discussed the reasons that the newsletter was delayed. It was noted that the recreation program information is available on the Borough's Web site.

Ms. Theresa Wolfarth, 2573 Nicholson Road - Mrs. Wolfarth stated on the record that she does not want to sell her property. She also stated, as she has at previous meetings, that she should not have to listen to the noise that will come from the outdoor pool at the YMCA (adjacent to her property).

APPROVAL OF THE BILLS - Mr. Smith moved Council authorize the payment of the bills, which have been reviewed and approved since the last meeting, seconded by Mr. Hartman and carried unanimously.

RESOLUTION NO. 896-2005, GRANT APPLICATION FOR LIGHTS ON VOLLEYBALL AND BASKETBALL COURTS - Mr. Gleason summarized Resolution No. 896-2005. Mrs. Creese moved Resolution No. 896-2005 authorizing the submission of a grant application to the Department of Conservation and Natural Resources for lights for the sand volleyball and basketball courts at Blueberry Hill Park, be adopted, seconded by Mr. Smith and carried unanimously.

RESOLUTION NO. 897-2005, SUPPLEMENTAL WINTER AGREEMENT WITH PENNDOT - Mr. Gleason summarized Resolution No. 897-2005. Mr. Hartman moved Resolution No. 897-2005 authorizing a Supplemental Winter Traffic Services Agreement between the Borough of Franklin Park and the Commonwealth of Pennsylvania Department of Transportation for the purpose of adding a portion of Magee Road Extension from Little Sewickley Creek Road to Magee Road in Sewickley Hills Borough to the Five-year Agreement through the winter season of 2008/2009, be adopted, seconded by Mr. Lawrence and carried unanimously.

ADVERTISE FOR BIDS FOR MATERIALS AND CONSTRUCTION OF A GAZEBO AT BLUEBERRY HILL PARK - Mr. Lawrence moved to advertise for bids for materials and construction of a gazebo at Blueberry Hill Park, seconded by Mr. Smith and carried unanimously.

AWARD FALL COMMODITIES BID - Mr. Lawrence moved Council award the following 2005 fall commodities bids as submitted to the SHACOG Purchasing Alliance for its bid opening on August 23, 2005: Gasoline & Diesel Fuel - Guttman Oil Company, 200 Speers Street, Belle Vernon, PA, seconded by Mrs. Sable and carried unanimously.

AUTHORIZE THE SALE OF VEHICLES AT AUCTION - Mr. Hartman moved to authorize the sale of a 1994 Chevrolet Caprice, a 1991 Chevrolet C70 Dump Truck and a 1976 International Tractor with 6 ft. mower through public auction at 422 Sales in Slippery Rock, PA, seconded by Mr. Smith and carried unanimously. Mr. Merriman noted that the 1994 Caprice was an old police car, the 1991 dump truck has been replaced with a new truck and the old tractor has not been used in years.

HERITAGE PRESBYTERIAN CHURCH, WAIVER FOR BUFFER AREA - Mr. Lawrence moved to grant a waiver as requested by Heritage United Presbyterian Church and Mr. and Mrs. Robert B. Shust of 2268 Wood Acres Court to eliminate the barrier mounds and plantings between the two properties as required by the Subdivision and Land Development Ordinance, and as originally shown on the plan, and to allow the buffer area to be a level grass area, seconded by Mr. Smith and carried unanimously. It was noted that Mr. and Mrs. Shust had requested this change.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 21, 2005**

AMENDMENT TO PENSION INVESTMENT POLICIES AND OBJECTIVES - Mrs. Creese moved to amend the Investment Policies and Objectives for the Borough of Franklin Park Pension Funds to reflect an adjustment to the split between equities and bond/cash equivalents investments, seconded by Mr. Smith and carried unanimously.

YMCA RE-APPROVAL, NEW FACILITY AT 2565 NICHOLSON ROAD - Mr. Lawrence moved to re-approve the Revised Preliminary and Final Land Development Application submitted by the YMCA of Pittsburgh, for site improvements which will include an outdoor public swimming pool and changes to the construction details of the parking lot for the property located at 2565 Nicholson Road in the R-2 zoning district, with all of the conditions as set forth when the plan was originally granted Revised Preliminary and Final Land Development approval on June 15, 2005, seconded by Mr. Hartman and carried unanimously.

HIRE AND APPOINT NEW BOROUGH TREASURER - Mr. Lawrence moved to hire Lisa A. Groff, 2525 Country Side Lane, Wexford, PA, beginning September 26, 2005 and appointing her as the Borough Treasurer effective October 24, 2005, at an annual salary of \$46,000, seconded by Mr. Smith and carried unanimously. Mr. Rocca noted that Ms. Groff comes highly qualified to the position and she is a resident.

COUNCILMAN HARTMAN - Mr. Hartman stated that he was glad to see that Mr. Phillips was back to work after being in the hospital.

COUNCILMAN SMITH - Mr. Smith thanked the police department for their work in catching the person who had been stealing items out of cars in the Borough.

MAYOR CLARK - Mayor Clark noted that there were two recent situations that the police department handled very well. The first incident was an individual being pursued on I-79 who had jumped out of his car near the Wexford exit of I-79. Several police departments searched for the individual over several hours, and he was caught. In a second situation, an individual was breaking into cars at night in several neighborhoods. A very astute resident noticed a van that did not belong in the area and called the police. The police searched for the individual and eventually caught him in the Ramblewood Plan. The K-9, Yari, did an excellent job of tracking the individual. Detective Bennett noted that five other police departments are filing charges against this person and there are more to come. Mayor Clark reminded residents to lock their car doors and not to leave valuables in their cars.

SUPERINTENDENT OF PUBLIC WORKS

- * The public works department will have two new trucks delivered in the near future. Mr. Merriman noted that the trucks were put out for bid at the beginning of the year, and it has taken this long to have them built.
- * They are now patching roads and are trying to finish some other jobs.
- * They will be constructing a maintenance building at Blueberry Hill Park, as well as putting up new entrance signs at the park.
- * Mayor Clark noted that he has heard several good comments regarding the recent paving projects.

PARKS & RECREATION DIRECTOR

- * Some of the fall programs started last week.
- * The Pass, Punt & Kick Program was held last Saturday. The Borough had two competitors advance to sectionals. Both of these kids had previously advanced to regionals.
- * Several new programs will begin next week: Sign Language, Children's Theatre and Preschool Playtime.

GOLF COURSE SUPERINTENDENT/MANAGER

- * The 17th Annual Borough Golf Outing was held on September 17 and went very well.
- * The water bill has increased due to the excessively dry weather over the last couple months.
- * He noted that the maintenance on the ball fields has increased since they are now using 9 fields for fall baseball.
- * Mr. Schweitzer is continuing to promote the junior program at the golf course. The North Allegheny girls golf team, freshman and sophomores, are playing at the golf course. He is also working with CCAC to have their golf teams come out and practice also.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 21, 2005**

MOTION TO ADJOURN - Mr. Smith moved to adjourn the meeting, seconded by Mr. Hartman and carried unanimously. The meeting adjourned at 8:35 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 18

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, OCTOBER 19, 2005**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, October 19, 2005 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Frank Libson called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese.....present
Richard H. Hartman.....present
James W. Lawrence.....present
Franklin B. Libson.....present
Amy E. Sable.....present
Michael C. Smith.....absent
Junior Councilperson Mollie Rosenzweig.....present
Mayor G. Reynolds Clark.....present

ENGINEER:

Bob Nedzesky, W.E.C. Engineers.....present

SOLICITOR:

Ira Weiss, Law Offices of Ira Weiss.....present

STAFF:

Walt Healy, Police Sergeant.....present
Don Dorsch, Chief of Police.....absent
Cathy Krummert, Borough Secretary.....present
Ronald Merriman, Superintendent of Public Works.....absent
Connie O'Brien, Treasurer.....present
Tim Phillips, Building Inspector/Zoning Officer.....present
Ambrose Rocca, Borough Manager.....present
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Director.....present

MOMENT OF SILENCE - There was a moment of silence in memory of Melvin D. Lubert, a Borough public works employee who had passed away on October 17, 2005.

PRESENTATION TO CONNIE O'BRIEN, RETIRING BOROUGH TREASURER - Mayor Clark presented Connie O'Brien with a clock in appreciation of her 16-1/2 years of service to the Borough. He noted that Connie started in 1989 as an accounts receivable and sewer billing clerk. Connie then became the treasurer in 1990 and she was known for her accuracy. The Borough wishes Connie, her husband Brendan and dog Brewster a happy retirement in Florida. Connie thanked everyone and noted that Franklin Park was a wonderful place to work.

APPROVAL OF THE MINUTES - Mr. Lawrence moved the minutes of the September 21, 2005 pre/post meeting, the September 21, 2005 regular meeting and the October 5, 2005 work session be approved, seconded by Mrs. Sable and carried unanimously.

TREASURER'S REPORT - Mrs. O'Brien reported September 2005 receipts totaled \$458,122.38 and September 2005 expenditures totaled \$684,724.86. Year-to-date receipts totaled \$5,645,441.10 and year-to-date expenditures totaled \$3,423,148.33. Mrs. Creese moved the Treasurer's Report be accepted as read, seconded by Mr. Lawrence and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, OCTOBER 19, 2005**

POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of September 2005. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for September 2005, noting that the number of single-family townhouse dwellings listed on his report should be corrected to "0". Mr. Phillips issued 16 permits and collected \$7,146.00 in fees. Total value of construction was \$872,408.00.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mr. Libson announced that an executive session was held on September 21, 2005 to discuss the candidate for the position of Borough Treasurer, a problem with the fuel delivery and the distribution of free newspapers and an executive session was held on October 5, 2005 to discuss potential litigation regarding 2402 Antrim Court, Teamsters Union prescription grievance arbitration and a personnel matter regarding the investigation of an allegation against a Borough employee.

COMMENTS FROM THE FLOOR -

Ms. Kathleen Gallagher, 2555 Shellburne Drive - Ms. Gallagher noted that she was present on behalf of herself, her husband and numerous other residents in the Borough regarding the investigation of an allegation against a Borough employee. She stated that it had come to their attention that the Borough engaged the services of a private investigator to look into this matter. She asked Council to appoint special counsel to fully investigate itself and what occurred. Mr. Weiss responded that the employee has counsel, and he advised Council not to respond publicly.

APPROVAL OF THE BILLS - Mrs. Sable moved Council authorize the payment of the bills, which have been reviewed and approved since the last meeting, seconded by Mr. Lawrence and carried unanimously.

AWARD GARBAGE/RECYCLING BID FOR 2006/2007 - Mr. Hartman moved Waste Management of PA, Inc., Moon Township, PA be awarded the bid for the collection, removal and disposal of solid waste and recyclables from the Borough for the two-year period beginning January 1, 2006 and ending December 31, 2007, with the opportunity of a one-year extension at the Borough's sole discretion, as submitted for the bid opening on September 27, 2005, seconded by Mrs. Sable. Mr. Libson noted that the three-year base bid contract value is \$2,118,878.84. Three bids were received and Waste Management was the low bidder. The new cost will be approximately \$14.30/month, a 46% increase over the old rate. Costs have increased due to the rising costs of gasoline, workers' compensation insurance and the losses that the entire industry has taken. The second lowest bid was another 20% higher than the low bid. Mr. Rocca recommended accepting the low bid because it is fair and reasonable within the limited market. He noted that some minor changes were made to the specifications to keep the costs under control. The motion was then voted on and carried unanimously.

HERITAGE PRESBYTERIAN CHURCH, LETTER OF CREDIT REDUCTION - Mrs. Creese moved Letter of Credit No. 05-06 in the original amount of \$121,262.00 issued by Iron and Glass Bank for the Heritage Presbyterian Church be reduced by \$32,763.27 leaving a balance of \$88,498.73, in accordance with the Borough Engineer's recommendation letter dated October 16, 2005, seconded by Mr. Hartman and carried unanimously.

NICHOLSON WOODS PLAN, PHASE II, LETTER OF CREDIT REDUCTION - Mr. Hartman moved Letter of Credit No. SB7197-99 in the amended amount of \$49,217.48 issued by First Merit Bank N.A. for the Nicholson Woods Plan, Phase II be reduced by \$31,421.18 leaving a balance of \$17,796.30, in accordance with the Borough Engineer's recommendation letter dated October 13, 2005, seconded by Mrs. Sable and carried unanimously.

NICHOLSON WOODS PLAN, PHASE II, REQUEST TO ACCEPT PUBLIC IMPROVEMENTS - Mr. Hartman moved Council deny the request for acceptance of the public improvements in the Nicholson Woods Plan, Phase II, seconded by Mr. Lawrence and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, OCTOBER 19, 2005**

NICHOLSON WOODS PLAN, PHASE III, SET-ASIDE AGREEMENT REDUCTION - Mr. Lawrence moved the Set-Aside Agreement in the amended amount of \$19,618.07 for the Nicholson Woods Plan, Phase III be reduced by \$12,255.53 leaving a balance of \$7,362.54, in accordance with the Borough Engineer's recommendation letter dated October 13, 2005, seconded by Mr. Hartman and carried unanimously.

NICHOLSON WOODS PLAN, PHASE III, REQUEST TO ACCEPT PUBLIC IMPROVEMENTS - Mr. Lawrence moved Council deny the request for acceptance of the public improvements in the Nicholson Woods Plan, Phase III, seconded by Mr. Hartman and carried unanimously.

NORTHLAND LIBRARY 4TH QUARTER PAYMENT - Mrs. Sable moved the Treasurer be authorized to prepare a check in the amount of \$54,644.25 payable to Northland Library for the 4th quarter payment of 2005, seconded by Mr. Lawrence and carried unanimously.

NORTHLAND LIBRARY BUDGET - Mrs. Sable moved to adopt the proposed 2006 Northland Library budget, seconded by Mrs. Creese and carried unanimously.

FIRE COMPANY ANNUAL CONTRIBUTIONS - Mr. Lawrence moved the Treasurer be authorized to prepare a check in the amount of \$50,000.00 payable to the Franklin Park Volunteer Fire Company No. 1 which represents the Borough's annual contribution to the Fire Company, and the Treasurer be authorized to prepare a check in the amount of \$20,000.00 payable to the Pennsylvania Local Government Investment Trust for deposit into the Borough's Fire Company Escrow Account for future fire company vehicle purchases, seconded by Mr. Hartman. The Borough contributes \$50,000 toward the all volunteer fire company's operating budget and \$20,000 toward the capital budget for future equipment purchases. Mayor Clark noted that the \$50,000 contribution covers approximately 40% of the fire company's operating budget. The remaining funds are raised through the annual fund drive and fundraisers held at the fire hall. The motion was voted on and carried unanimously.

RESOLUTION NO. 898-2005, AUTHORIZING SIGNATURES ON BANK RESOLUTIONS AND FORMS - Mr. Weiss summarized Resolution No. 898-2005. Mrs. Sable moved Resolution No. 898-2005 authorizing the Borough Council President, Vice President, Second Vice President and Borough Treasurer to sign any form or bank resolution necessary to establish any bank account required by the Borough in accordance with Borough Code, Section 1316 Investment of Funds, be adopted as read, seconded by Mrs. Creese and carried unanimously.

APPOINT ARBITRATOR FOR POLICE NEGOTIATIONS - Mr. Lawrence moved to appoint Greg Gleason from the Law Firm of Ira Weiss as the Borough's arbitrator for police negotiations, seconded by Mrs. Sable and carried unanimously.

BOROUGH MANAGER - Mr. Rocca noted that Melvin D. Lubert, a Borough public works employee had passed away at work on Monday, October 17, 2005. Mel was a very dedicated and hard-working employee, and he will be missed.

Mr. Rocca thanked Connie O'Brien for her years of service. He stated that she was a fanatic for detail and exactness and balanced everything to the penny. He noted that there would be a light reception for Connie after the meeting. Mr. Rocca then introduced Lisa Groff, the new Borough Treasurer.

SOLICITOR - Mr. Weiss wished Connie and her husband the best of luck.

MAYOR CLARK - Mayor Clark asked the community to reach out to all Borough employees who are having a difficult time with the death of Mel Lubert. This is the first time that an employee has died during work time. Sympathies go out to the family. Viewing will be held at the Thoma Funeral Home today and tomorrow and the funeral will be held Friday.

COUNCILMAN HARTMAN - Mr. Hartman wished Connie good luck. He also apologized to Tim Phillips for the actions taken by this Council.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, OCTOBER 19, 2005**

COUNCILWOMAN SABLE - Mrs. Sable thanked Connie for her service and welcomed Lisa Groff.

PUBLIC WORKS REPORT

* Mr. Rocca noted that the public works department is working on the entrance sign and the construction of the maintenance building at Blueberry Hill Park.

PARKS & RECREATION DIRECTOR

* The Halloween Party will be held Sunday, October 30 at 1:30 p.m.

* A Square Dance will be held Saturday, November 5 at 8:00 p.m.

GOLF COURSE SUPERINTENDENT/MANAGER

* His workers finished landscaping the municipal electronic sign at Franklin Village. He noted that Mel Lubert assisted on this project, as well as many others in the past. He will be missed.

* Mr. Schweitzer thanked Connie and noted that she was an outstanding employee and friend. He also mentioned that Connie's assistant, Karen Sproul, was also leaving. He enjoyed working with both Connie and Karen.

* The good weather has allowed additional play at the golf course. The course is very dry and they have been watering to keep it in good condition.

* The clubhouse has been painted.

* His full-time employee that has been off several weeks with an injury will be returning to work 4 hours a day starting October 24.

COUNCILMAN LIBSON - Mr. Libson expressed best wishes to Connie and Brendan.

MOTION TO ADJOURN - Mr. Lawrence moved to adjourn the meeting, seconded by Mrs. Sable and carried unanimously. The meeting adjourned at 8:45 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, NOVEMBER 16, 2005**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, November 16, 2005 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Frank Libson called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese.....present
Richard H. Hartman.....present
James W. Lawrence.....absent
Franklin B. Libson.....present
Amy E. Sable.....present
Michael C. Smith.....absent
Junior Councilperson Mollie Rosenzweig.....present
Mayor G. Reynolds Clark.....present

ENGINEER:

Bob Nedzesky, W.E.C. Engineers.....present

SOLICITOR:

Gregory Gleason, Law Offices of Ira Weiss.....present
Robert Max Junker, Law Offices of Ira Weiss.....present

STAFF:

Don Dorsch, Chief of Police.....present
Cathy Krummert, Borough Secretary.....present
Ronald Merriman, Superintendent of Public Works.....present
Lisa Groff, Borough Treasurer.....present
Tim Phillips, Building Inspector/Zoning Officer.....present
Ambrose Rocca, Borough Manager.....present
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Director.....present

APPROVAL OF THE MINUTES - Mrs. Sable moved the minutes of the October 19, 2005 pre/post meeting, the October 19, 2005 regular meeting and the November 2, 2005 work session be approved, seconded by Mr. Hartman and carried unanimously.

TREASURER'S REPORT - Mrs. Groff reported October 2005 receipts totaled \$289,736.32 and October 2005 expenditures totaled \$1,100,627.18. October expenditures included payments of \$579,115 and \$36,710 representing the 2005 principal and interest payments for the Series A and Series B General Obligation Bonds. Normal operating expenditures net of these two disbursements totaled \$484,802.18. Year-to-date receipts totaled \$5,935,177.42 and year-to-date expenditures totaled \$4,523,763.76. Mrs. Creese moved the Treasurer's Report be accepted as read, seconded by Mrs. Sable and carried unanimously.

POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of October 2005. Mrs. Creese recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for October 2005, Mr. Phillips issued 19 permits and collected \$13,516.14 in fees. Total value of construction was \$1,191,679.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, NOVEMBER 16, 2005**

ANNOUNCEMENT OF EXECUTIVE SESSION - Mr. Libson announced that an executive session was held on October 19, 2005 to discuss potential litigation regarding 2402 Antrim Court and a personnel matter regarding the investigation of an allegation against a Borough employee and an executive session was held on November 2, 2005 to discuss a board reappointment, potential litigation regarding 2402 Antrim Court and a personnel matter regarding the investigation of an allegation against a Borough employee

COMMENTS FROM THE FLOOR -

Mr. Bob Gierl of Bradford Woods - Mr. Gierl was present on behalf of the Save Our Lake Committee, a group that is trying to improve the North Park Lake. Mr. Gierl asked for increased public awareness and political awareness. He asked the Borough to support the dredging of North Park Lake to remove 500,000 cubic yards of sediment allowing the lake to hold 7 million gallons of water.

Mrs. Theresa Wolfarth, 2573 Nicholson Road - Mrs. Wolfarth stated that she believed that the distance between her property and the YMCA outdoor pool was measured incorrectly. Mr. Rocca indicated that the Borough followed all rules and regulations within the Land Development Ordinance.

BOY SCOUT TROOP 36, RECOGNITION FOR COMMUNITY SERVICE - Mayor Clark presented badges to 4 members of Boy Scout Troop 36 who had achieved 16 hours of community service to the Borough: James Andrews, Ryan Hammerschmidt, Ken Andrews and Oscar Miller. Mayor Clark also recognized the following boy scouts for achieving an additional 16 hours of community service: Jeremy Harris, Dan Miller and Dennis Courson.

RESOLUTION NO. 900-2005 RECOGNIZING EAGLE SCOUT DANIEL MILLER - Mayor Clark read Resolution No. 900-2005 and presented it to Daniel Miller, Eagle Scout. Mrs. Creese moved Resolution No. 900-2005 recognizing Daniel Miller for achieving the rank of Eagle Scout, be adopted, seconded by Mr. Hartman and carried unanimously.

APPROVAL OF THE BILLS - Mrs. Creese moved Council authorize the payment of the bills, which have been reviewed and approved since the last meeting, seconded by Mrs. Sable and carried unanimously.

JOSEPH BAUMGARTNER CONDITIONAL USE APPLICATION, 2362 WHARREY DRIVE - Mr. Libson turned the meeting over to Mr. Gleason to conduct the Public Hearing. A court reporter was present to take a verbatim transcript of the hearing. Mrs. Baumgartner was present in the audience. Mr. Phillips noted that the Baumgartners had been granted an 8 ft. side yard setback variance by the Zoning Hearing Board, and the Planning Commission had recommended approval of their application. Mrs. Sable moved approval be granted for the Conditional Use Application submitted by Joseph Baumgartner of 2362 Wharrey Drive for the construction of a 720 sq. ft. detached residential garage in the R-1 Zoning District, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated October 27, 2005, seconded by Mrs. Creese and carried unanimously.

INTRODUCTION OF ORDINANCE NO. 536-2005, THE 2006 TAX ORDINANCE - Mr. Libson introduced Ordinance No. 536-2005, levying and assessing taxes for general and specific purposes for the year 2006. This ordinance will be properly advertised for enactment at the December 21, 2005 regular meeting.

INTRODUCTION OF ORDINANCE NO. 537-2005, AMENDING THE GENERAL EMPLOYEES' PENSION PLAN - Mr. Libson introduced Ordinance No. 537-2005, amending the General Employees' Pension Plan. This ordinance will be properly advertised for enactment at the December 21, 2005 regular meeting.

INTRODUCTION OF ORDINANCE NO. 538-2005, HERITAGE ESTATES SEWERS - Mr. Libson introduced Ordinance No. 538-2005 authorizing the Ohio Township Sanitary Sewer Authority to service the Heritage Estates Development. This ordinance will be properly advertised for enactment at a future meeting.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, NOVEMBER 16, 2005**

RESOLUTION NO. 899-2005, REVISING THE BOROUGH FEE SCHEDULE - Mr. Gleason summarized Resolution No. 899-2005. Mr. Hartman moved Resolution No. 899-2005 amending Resolution No. 870-2004 to revise the schedule of fees per Borough Ordinances to increase Activity Center rental fees beginning in the year 2007 and also increasing field usage fees, be adopted, seconded by Mrs. Sable and carried unanimously.

THE FIELDS OF NICHOLSON, PHASE I, LETTER OF CREDIT REDUCTION - Mrs. Creese moved Letter of Credit No. 74251004R in the amended amount of \$140,310.56 issued by ESB Bank for The Fields of Nicholson, Phase I, be reduced by \$54,904.61 leaving a balance of \$85,405.95, in accordance with the Borough Engineer's recommendation letter dated November 11, 2005, seconded by Mrs. Sable and carried unanimously.

HERITAGE ESTATES PLAN, SET-ASIDE AGREEMENT REDUCTION - Mrs. Sable moved the Set-Aside Agreement in the amended amount of \$159,548.47 for the Heritage Estates Plan of Lots be reduced by \$107,572.00 leaving a balance of \$51,976.47 in accordance with the Borough Engineer's recommendation letter dated November 11, 2005, seconded by Mr. Hartman and carried unanimously.

CAR WASH AGREEMENT - Mr. Hartman moved Council accept the proposal from Jerry's Car Wash, Wexford, PA, to provide basic full service car wash services for vehicles owned and maintained by the Borough at a cost of \$5.75 per vehicle for the year 2006, seconded by Mrs. Sable and carried unanimously.

BOROUGH MANAGER - Mr. Rocca summarized the proposed 2006 budget. The proposed budget will be presented at the December 5, 2005 work session and it will then be available for public inspection.

PARKS & RECREATION DIRECTOR

- * Lunch with Santa will be held on December 11.
- * A 4-week mini Yoga session will start November 29.

MOTION TO ADJOURN - Mr. Hartman moved to adjourn the meeting, seconded by Mrs. Creese and carried unanimously. The meeting adjourned at 8:56 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 21, 2005**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, December 21, 2005 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Frank Libson called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese.....present
Richard H. Hartman.....present
James W. Lawrence.....present
Franklin B. Libson.....present
Amy E. Sable.....present
Michael C. Smith.....present
Junior Councilperson Mollie Rosenzweig.....present
Mayor G. Reynolds Clark.....present

ENGINEER:

Bob Nedzesky, W.E.C. Engineers.....present

SOLICITOR:

M. Janet Burkardt, Law Offices of Ira Weiss.....present

STAFF:

Don Dorsch, Chief of Police.....absent
Cathy Krummert, Borough Secretary.....present
Ronald Merriman, Superintendent of Public Works.....present
Lisa Groff, Borough Treasurer.....present
Tim Phillips, Building Inspector/Zoning Officer.....present
Ambrose Rocca, Borough Manager.....present
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Director.....present

RESOLUTION NO. 903-2005 RECOGNIZING AMY E. SABLE, OUTGOING COUNCILPERSON -

Mr. Lawrence moved Resolution No. 903-2005 recognizing Amy E. Sable for her service on Borough Council, be adopted, seconded by Mr. Smith and carried unanimously.

RESOLUTION NO. 904-2005 RECOGNIZING MICHAEL C. SMITH, OUTGOING COUNCILPERSON -

Mr. Lawrence moved Resolution No. 904-2005 recognizing Michael C. Smith for his service on Borough Council, be adopted, seconded by Mr. Hartman and carried unanimously.

RESOLUTION NO. 905-2005 RECOGNIZING FRANKLIN B. LIBSON, OUTGOING COUNCILPERSON -

Mr. Lawrence moved Resolution No. 905-2005 recognizing Franklin B. Libson for his service on Borough Council, be adopted, seconded by Mr. Hartman and carried unanimously.

PRESENTATION TO AMY E. SABLE - Mayor Clark presented Mrs. Sable with a copy of Resolution No. 903-2005 recognizing her service on Borough Council. Mrs. Sable stated that it was an honor to serve on Borough Council.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 21, 2005**

PRESENTATION TO MICHAEL C. SMITH - Mayor Clark presented Mr. Smith with a copy of Resolution No. 904-2005 recognizing his service on Borough Council. Mr. Ralph LeDonne of State Representative Mike Turzai's office presented Mr. Smith with a citation from the Pennsylvania State House of Representatives. Ms. Johnna Egley of State Senator Jane Clare Orié's office presented Mr. Smith with a citation from the Senate of Pennsylvania. Mr. Smith thanked all past Council members who had worked together to accomplish so many things. He gave special recognition to Thom and Charlotte Ways, Paul Black, John Jamison and Frank Libson. Mr. Smith also thanked the taxpayers of Franklin Park for giving him the opportunity to serve them for 16 years.

PRESENTATION TO FRANKLIN B. LIBSON - Mayor Clark presented Mr. Libson with a copy of Resolution No. 905-2005 recognizing his service on Borough Council. Mr. Ralph LeDonne of State Representative Mike Turzai's office presented Mr. Libson with a citation from the Pennsylvania State House of Representatives. Ms. Johnna Egley of State Senator Jane Clare Orié's office presented Mr. Libson with a citation from the Senate of Pennsylvania. Mr. Libson thanked all of his friends on Council over all of the years he served. He noted that it had been a very rewarding experience. He thanked the residents for electing him and he thanked the employees for their help.

APPROVAL OF THE MINUTES - Mr. Hartman moved the minutes of the November 16, 2005 pre/post meeting, the November 16, 2005 regular meeting and the December 7, 2005 work session be approved, seconded by Mrs. Sable and carried unanimously.

TREASURER'S REPORT - Mrs. Groff reported November 2005 receipts totaled \$360,698 and November 2005 expenditures totaled \$324,050. Year-to-date receipts totaled \$6,295,875 and year-to-date expenditures totaled \$4,745,921. Mrs. Creese moved the Treasurer's Report be accepted as read, seconded by Mr. Smith and carried unanimously.

POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of November 2005. Mr. Lawrence recommended the Police Report be filed with the Police Secretary.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mr. Libson announced that an executive session was held on November 16, 2005 to discuss police negotiations, and on December 7, 2005 to discuss police negotiations and a Securities & Exchange Commission decision regarding solicitor Ira Weiss.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for November 2005, Mr. Phillips issued 13 permits and collected \$12,269 in fees. Total value of construction was \$1,319,303.

COMMENTS FROM THE FLOOR -

Nicole and David Steigerwald, 2020 Reis Run Road - Mr. and Mrs. Steigerwald were present to ask for the Borough's assistance with a problem they are having with their neighbor at 2024 Reis Run Road. The neighbor has been receiving truckloads of fill on their property for months, and the Steigerwalds are concerned about the fill sliding onto their property. They have contacted the Allegheny County Conservation District, the DEP and the Borough. Mr. Phillips indicated he has sent a Notice of Violation for exposed debris in the fill. This is the only violation at this time. If there is evidence of erosion on the Steigerwald's property in the future, this would also be a violation of Borough ordinance. Mr. Phillips pointed out that the Borough ordinances do not regulate fill, grading or slopes on individual lots. Council informed the Steigerwald's that the Borough Solicitor would investigate to see if the Borough could assist them in any other way.

APPROVAL OF THE BILLS - Mrs. Sable moved Council authorize the payment of the bills, which have been reviewed and approved since the last meeting, seconded by Mrs. Creese and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 21, 2005**

CHRIS & NANCY RIDING CONDITIONAL USE APPLICATION, 2544 WEXFORD BAYNE ROAD -

Mr. Libson turned the meeting over to Ms. Burkardt to conduct the Public Hearing. A court reporter was present to take a verbatim transcript of the hearing. Mr. Phillips noted that the Planning Commission had reviewed the application and had recommended approval. Mr. Lawrence moved approval be granted for the Conditional Use Application submitted by Chris & Nancy Riding of 2544 Wexford Bayne Road for the construction of a 1,500 sq ft addition to an existing 832 sq ft detached garage located in the R-1 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated December 5, 2005, seconded by Mrs. Sable. Mr. Libson asked what use the Riding's intended for the garage. Mr. Phillips noted that the Ridings previously received Conditional Use Approval to use the garage as a stable, and they are now requesting to construct an addition to park their vehicles. The motion was then voted upon and carried unanimously.

ADOPTION OF THE 2006 BUDGET - Mrs. Sable moved the annual budget for the year 2006 be approved (a summary of which will be available in the general office during normal business hours), seconded by Mr. Smith. Mr. Rocca then briefly summarized the 2006 budget for the audience. The motion was then voted upon and carried unanimously.

2006 TABLE OF ORGANIZATION - Mr. Smith moved the 2006 Table of Organization fixing the salaries for employees and appointees of the Borough for the calendar year 2006 be adopted, seconded by Mr. Lawrence and carried. Mr. Hartman voted "No".

ORDINANCE NO. 536-2005, THE 2006 TAX ORDINANCE - Ms. Burkardt summarized Ordinance No. 536-2005. Mr. Lawrence moved Ordinance No. 536-2005, levying and assessing taxes for general and specific purposes for the year 2006, be enacted, seconded by Mr. Hartman and carried unanimously.

ORDINANCE NO. 537-2005, AMENDING THE GENERAL EMPLOYEES' PENSION PLAN - Ms. Burkardt summarized Ordinance No. 537-2005. Mrs. Sable moved Ordinance No. 537-2005 amending the General Employees' Pension Plan, be enacted, seconded by Mrs. Creese and carried unanimously.

ORDINANCE NO. 538-2005, HERITAGE ESTATES SEWERS - Ms. Burkardt summarized Ordinance No. 538-2005. Mr. Lawrence moved Ordinance No. 538-2005 authorizing the Ohio Township Sanitary Sewer Authority to service the Heritage Estates Development, be enacted, seconded by Mr. Smith and carried unanimously.

TABLE TWO MOTIONS REGARDING M TSA SEWER TRANSFER - Mr. Smith moved to table the motion introducing Ordinance No. 539-2006 transferring the ownership, operation, maintenance and administration of the sanitary sewer systems of the Borough in the Bear Run and Lowries Run Watersheds to the McCandless Township Sanitary Authority and also to table the motion to approve the Agreement for the transfer of the Bear Run and Lowries Run sanitary sewers from the Borough to the McCandless Township Sanitary Authority, seconded by Mr. Lawrence. Mr. Rocca explained that the contract language must be finalized before Council may take action on these motions. The motion to table was then voted upon and carried unanimously.

INTRODUCTION OF ORDINANCE NO. 540-2006, RESCINDING THE ORDINANCE CREATING NORTHWEST REGIONAL COMMUNICATIONS - Mr. Libson introduced Ordinance No. 540-2006 rescinding Borough Ordinance No. 446-1997, which authorized Franklin Park to join a cooperative agreement that resulted in the creation of Northwest Regional Communications. This ordinance will be properly advertised for enactment at a future meeting.

RESOLUTION NO. 901-2005, APPROVING THE 2006 ENGINEERING FEES - Ms. Burkardt summarized Resolution No. 901-2005. Mrs. Sable moved Resolution No. 901-2005 ratifying and approving engineering fees for the year 2006, be adopted, seconded by Mr. Smith and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 21, 2005**

RESOLUTION NO. 902-2005, POLICE PENSION PLAN CONTRIBUTION - Ms. Burkardt summarized Resolution No. 902-2005. Mrs. Creese moved Resolution No. 902-2005 establishing the contribution rate of 1% of compensation for the participants of the Borough of Franklin Park Police Pension Plan for the 2006 plan year, be adopted, seconded by Mr. Hartman and carried unanimously.

RESOLUTION NO. 906-2005 AMENDING THE FLEXIBLE BENEFITS PLAN - Ms. Burkardt summarized Resolution No. 906-2005. Mrs. Sable moved Resolution No. 906-2005 amending the Flexible Benefits Plan pursuant to Section 125 of the Internal Revenue Code of 1986, be adopted, seconded by Mr. Hartman and carried unanimously.

TAX ANTICIPATION NOTE FOR 2006 - Mr. Smith moved to solicit a \$763,000 Tax Anticipation Note for fiscal year 2006, seconded by Mrs. Creese and carried unanimously.

HERITAGE PRESBYTERIAN CHURCH, LETTER OF CREDIT REDUCTION - Mr. Lawrence moved Letter of Credit No. 05-06 in the amended amount of \$88,498.73 issued by Iron and Glass Bank for the Heritage Presbyterian Church be reduced by \$58,379.14 leaving a balance of \$30,119.59, in accordance with the Borough Engineer's recommendation letter dated December 9, 2005, seconded by Mr. Hartman and carried unanimously.

SETTLERS WALK PLAN PHASE 1, CASH BOND REDUCTION FOR SIDEWALKS - Mr. Lawrence moved the cash bond in the amount of \$4,884.00 for the Settlers Walk Plan Phase 1 sidewalks be reduced by \$3,102.00 leaving a balance of \$1,782.00 in accordance with the Borough Engineer's recommendation letter dated December 7, 2005, seconded by Mr. Hartman and carried unanimously.

SETTLERS WALK PLAN PHASE 2, CASH BOND REDUCTION FOR SIDEWALKS - Mr. Hartman moved the cash bond in the amount of \$16,302.00 for the Settlers Walk Plan Phase 2 sidewalks be reduced by \$8,976.00 leaving a balance of \$7,326.00 in accordance with the Borough Engineer's recommendation letter dated December 7, 2005, seconded by Mrs. Creese and carried unanimously.

SETTLERS WALK PLAN, CASH BOND REDUCTION FOR STREET TREES - Mrs. Sable moved the cash bond in the amount of \$29,000.00 for the Settlers Walk Plan street trees be reduced by \$26,140.00 for landscaping in Phase 2 leaving a balance of \$2,860.00 in accordance with the Borough Engineer's recommendation letter dated December 7, 2005, seconded by Mr. Hartman and carried unanimously.

SETTLERS WALK PLAN PHASE 3, SET-ASIDE AGREEMENT REDUCTION - Mr. Smith moved the Set-Aside Agreement in the amended amount of \$111,160.26 for Settlers Walk Phase 3, be reduced by \$14,753.55 leaving a balance of \$96,406.71, in accordance with the Borough Engineer's recommendation letter dated December 7, 2005, seconded by Mr. Hartman and carried unanimously.

SETTLERS WALK PLAN PHASE 4, SET-ASIDE AGREEMENT REDUCTION - Mr. Lawrence moved the Set-Aside Agreement in the original amount of \$567,965.48 for Settlers Walk Phase 4, be reduced by \$165,752.50 leaving a balance of \$402,212.98, in accordance with the Borough Engineer's recommendation letter dated December 12, 2005, seconded by Mr. Smith and carried unanimously.

SCARLETT RIDGE PLAN, REDUCTION OF LETTER OF CREDIT - Mr. Hartman moved Letter of Credit No. 18101833-00-000 in the original amount of \$874,589.10 for the Scarlett Ridge Plan, be reduced by \$606,657.85 leaving a balance of \$267,931.25, in accordance with the Borough Engineer's recommendation letter dated December 13, 2005, seconded by Mr. Lawrence and carried unanimously.

YMCA LEASE AGREEMENT AMENDMENT - Mr. Smith moved to approve the Amendment to the YMCA Lease Agreement which is necessary for the YMCA to borrow funds to construct their building, seconded by Mr. Hartman and carried unanimously.

TRIANGLE PET CONTROL AGREEMENT - Mrs. Creese moved to approve a new four year Agreement with Triangle Pet Control Service Company, Inc., McKeesport, PA 15136 for animal control and removal services on an as-needed basis, beginning January 1, 2006, seconded by Mrs. Sable and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 21, 2005**

TABLE EIGHT REAPPOINTMENT MOTIONS - Mr. Lawrence moved to table all eight reappointment motions listed on tonight's agenda, seconded by Mrs. Creese. A roll call vote was then taken as follows:

Mrs. Creese - Yes
Mr. Hartman - No
Mr. Lawrence - Yes
Mr. Libson - No
Mrs. Sable - Yes
Mr. Smith - No

The vote resulted in a tie. Mayor Clark then cast the tie-breaking vote of "Yes". The motion carried and the reappointment motions were tabled.

HOLIDAY WISHES AND BEST WISHES TO OUTGOING COUNCILPERSONS - The Manager, Solicitor, Borough Engineer, Mayor, Members of Council and staff wished everyone Happy Holidays, Merry Christmas, Happy New Year and also expressed best wishes to Mr. Libson, Mrs. Sable and Mr. Smith.

MR. LIBSON - Mr. Libson thanked everyone for their help over the years.

MR. SMITH - Mr. Smith thanked the employees for a fantastic job.

MRS. SABLE - Mrs. Sable thanked the current members of Council for allowing her to serve, and she hoped she had made a contribution to the community.

PARKS & RECREATION DIRECTOR

* A bonfire, sleigh ride and snow sculpture contest will be held at Blueberry Hill Park on January 21.

GOLF COURSE SUPERINTENDENT/MANAGER

* The golf course sold \$2,600 worth of gift certificates and passes this week.

MOTION TO ADJOURN - Mr. Smith moved to adjourn the meeting, seconded by Mr. Hartman and carried unanimously. The meeting adjourned at 9:17 p.m.

A small reception was held after the meeting in honor of Mr. Libson, Mrs. Sable and Mr. Smith.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary