

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REORGANIZATION MEETING
TUESDAY, JANUARY 3, 2006**

The reorganization meeting of the Borough Council of the Borough of Franklin Park was held on Tuesday, January 3, 2006 at 7:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

The meeting was called to order by Mayor Clark.

Pledge of Allegiance

OATH OF OFFICE FOR NEWLY ELECTED OFFICIALS - Superior Court Judge Mary Jane Bowes administered the Oath of Office to the following newly elected officials:

Laura A. Coombs, Councilwoman
Martha A. Creese, Councilwoman
Jane A. Hopey, Councilwoman
James W. Lawrence, Councilman
Ash Marwah, Councilman
Linda R. Avolio, Real Estate Tax Collector
G. Reynolds Clark, Mayor

NOMINATIONS FOR PRESIDENT, VICE PRESIDENT AND SECOND VICE PRESIDENT

Mayor Clark accepted nominations for the office of President of Borough Council. Mr. Hartman moved Martha Creese be nominated as President of Borough Council, seconded by Mr. Lawrence. Mrs. Hopey moved nominations for President of Borough Council be closed, seconded by Mr. Lawrence and carried unanimously.

Mayor Clark accepted nominations for the office of Vice President of Borough Council. Mrs. Creese moved Jim Lawrence be nominated as Vice President of Borough Council, seconded by Mrs. Hopey. Mrs. Hopey moved the nominations for Vice President of Borough Council be closed, seconded by Mrs. Creese.

Mayor Clark accepted nominations for the office of Second Vice President of Borough Council. Mr. Lawrence moved that Jane Hopey be nominated as Second Vice President of Borough Council, seconded by Mr. Hartman. Mrs. Creese moved that nominations for Second Vice President of Borough Council be closed, seconded by Mr. Marwah.

VOTING FOR PRESIDENT, VICE PRESIDENT AND SECOND VICE PRESIDENT

Mayor Clark stated that Martha Creese was nominated as President of Borough Council, and he asked Council to vote on her nomination. Council unanimously voted to elect Martha Creese as President of Borough Council.

Mayor Clark stated that Jim Lawrence was nominated as Vice President of Borough Council, and he asked Council to vote on his nomination. Council unanimously voted to elect Jim Lawrence as Vice President of Borough Council.

Mayor Clark stated that Jane Hopey was nominated as Second Vice President of Borough Council, and he asked Council to vote on her nomination. Council unanimously voted to elect Jane Hopey as Second Vice President of Borough Council.

Mayor Clark then turned the meeting over to Council President Martha Creese. Mrs. Creese thanked all members of Council for the confidence they had shown in her. She announced that Council would now hold the Reorganization Meeting and a Work Session immediately following.

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Cathy Krummert, Borough Secretary called the roll:

COUNCIL & MAYOR:

Laura A. Coombs.....present
Martha A. Creese.....present
Jane A. Hopeypresent
Richard H. Hartman.....present
James W. Lawrence.....present
Ash Marwah.....present
Junior Councilperson Mollie Rosenzweigabsent
Mayor G. Reynolds Clarkpresent

ENGINEER:

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

SOLICITOR:

Ira Weiss, Law Offices of Ira Weisspresent

STAFF:

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

COMMENTS FROM THE FLOOR

Ms. Kathleen Gallagher, 2555 Shellburne Drive - Ms. Gallagher noted that this new Council was being asked to make a large number of appointments for the next year. She suggested that Council carry the appointments for 60 days to get to know the appointees before making a final decision on the reappointments listed on the agenda.

MOTION TO BRING THE REAPPOINTMENT MOTIONS PREVIOUSLY TABLED AT THE DECEMBER 21, 2005 MEETING BACK ON THE TABLE

- Mr. Hartman moved to bring the reappointment motions previously tabled on December 21, 2005 back on the table, seconded by Mr. Lawrence and carried unanimously.

APPOINTMENT TO THE PLANNING COMMISSION

- Mr. Hartman moved to reappoint Paul Black to the Planning Commission for a four-year term, which term will expire December 31, 2009. Mrs. Creese asked for a second to the motion. No second to the motion was heard and the motion failed.

Mrs. Hopey moved to amend the first appointment to appoint Amy Sable to the Planning Commission for a four-year term to expire December 31, 2009, seconded by Mr. Lawrence and carried. Mr. Hartman voted "No".

REAPPOINT ROBERT J. SALVATORA TO THE PLANNING COMMISSION

- Mr. Marwah moved that Robert J. Salvatora be reappointed to the Planning Commission for a four-year term, which term will expire December 31, 2009, seconded by Mr. Hartman and carried unanimously.

REAPPOINT ROBERT S. HITSON TO THE RECREATION BOARD

- Mrs. Hopey moved for Robert Hitson to be reappointed to the Recreation Board for a five-year term, seconded by Mr. Lawrence and carried unanimously.

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REAPPOINT BRIAN MCLAUGHLIN TO THE RECREATION BOARD - Mrs. Hopey moved that Brian McLaughlin be reappointed to the Recreation Board for a five-year term, seconded by Mr. Lawrence and carried unanimously.

REAPPOINT SAMUEL E. PERRY TO THE RECREATION BOARD - Mr. Hartman moved Samuel E. Perry be reappointed to the Recreation Board for a five-year term, which will expire December 31, 2010, seconded by Mr. Marwah and carried unanimously.

REAPPOINT CHARLES P. HAMILTON TO THE VACANCY BOARD - Mr. Hartman moved Charles P. Hamilton be reappointed to the Vacancy Board for a one-year term, which term will expire December 31, 2006, seconded by Mr. Lawrence and carried unanimously.

REAPPOINT CHARLES P. HAMILTON TO THE ZONING HEARING BOARD - Mr. Hartman moved Charles P. Hamilton be reappointed to the Zoning Hearing Board for a five-year term, which term will expire December 31, 2010, seconded by Mr. Lawrence and carried unanimously.

APPOINT LAURA COOMBS TO THE NORTHLAND LIBRARY BOARD - Mrs. Hopey moved Laura Coombs be appointed to the Northland Library Board for a five-year term, which term will expire December 31, 2010, seconded by Mr. Lawrence and carried unanimously.

APPOINT BOROUGH STAFF POSITIONS - Mrs. Hopey moved the following employees be appointed as set forth in the yearly Table of Organization at the salaries and bonds, if applicable, provided herein:

At this point Mr. Marwah asked for some discussion regarding agenda items. Mr. Marwah suggested that as the first item of business Council move that in 2007 the real estate taxes will be cut by \$204,150 in line with budget projections. He stated that budget projections show this surplus in 2007 and this would give Council one year to plan for it. There was some discussion between Council members regarding Mr. Marwah's suggestion. Mayor Clark called point of order because a motion had been made to appoint the Borough employees and there was a call for a second to the motion. He stated that until there is a second and a vote on that motion, Council cannot discuss other issues.

Mr. Lawrence then seconded Mrs. Hopey's motion to appoint Borough employees and the motion was carried unanimously. The employees that were appointed were:

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
Lisa A. Groff, Treasurer
Donna L. Roche, Earned Income Tax Collector
James J. Watenpool, Parks and Recreation Director

MOTION TO CUT TAXES IN 2007 - Mr. Marwah moved to plan to cut real estate taxes in 2007 by an amount of the difference in revenue vs. expenses in the budget for next year. Mrs. Creese asked for a second to the motion. No second to the motion was heard and the motion failed.

APPOINT REPRESENTATIVE AND ALTERNATE TO THE NORTH HILLS COG - Mrs. Hopey moved Council appoint Jim Lawrence as the Representative and Laura Coombs as the Alternate for the North Hills Council of Governments for the year 2006, seconded by Mr. Lawrence and carried unanimously.

APPOINT DELEGATE AND ALTERNATE TO THE ALLEGHENY COUNTY BOROUGHS ASSOCIATION - Mrs. Hopey moved Council appoint Ash Marwah as the Delegate and Martha Creese as the Alternate to the Allegheny County Boroughs Association, seconded by Mr. Lawrence and carried unanimously.

MOTION TO RETAIN IRA WEISS AS SOLICITOR - Mrs. Hopey moved Council retain Ira Weiss as Borough Solicitor for the year 2006 at a retainer of \$6,000.00 per year, seconded by Mr. Lawrence and carried. Mr. Hartman voted "No".

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APPOINT W.E.C. ENGINEERS, AS THE OFFICIAL BOROUGH ENGINEER - Mr. Lawrence moved W.E.C. Engineers, Inc. be appointed the official engineers for the Borough for the year 2006, seconded by Mrs. Coombs and carried. Mr. Marwah voted "No".

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

AUTHORIZE PROPER OFFICERS TO SIGN CHECKS - Mr. Lawrence moved the President of Council be authorized to sign checks, and in her absence the Vice President of Council or Second Vice President of Council be authorized to sign checks, seconded by Mr. Hartman and carried unanimously.

DESIGNATE OFFICIAL DEPOSITORIES - Mrs. Hopey moved the official depositories for the Borough funds for the year 2006 be: J.P. Morgan Trust Company, National City Bank of Pennsylvania, First National Bank, First Commonwealth Bank, Pennsylvania Local Government Investment Trust, PNC Bank, West View Savings Bank, Charles Schwab Institutional and the Pennsylvania Treasurer's INVEST Program, seconded by Mrs. Coombs and carried unanimously.

RESOLUTION NO. 907-2006 APPOINTING PART-TIME POLICE OFFICERS - Mr. Weiss summarized Resolution No. 907-2006. Mr. Lawrence moved Resolution No. 907-2006 appointing part-time Police Officers for the year 2006, be adopted, seconded by Mr. Hartman and carried unanimously.

RESOLUTION NO. 908-2006 RECOGNIZING THE FRANKLIN PARK VOLUNTEER FIRE CO. NO. 1 - Mr. Weiss summarized Resolution No. 908-2006. Mrs. Hopey moved Resolution No. 908-2006 recognizing the Franklin Park Volunteer Fire Company No. 1 as the fire company, be adopted, seconded by Mr. Lawrence and carried unanimously.

RESOLUTION NO. 909-2006 APPOINTING FIRE POLICE OFFICERS - Mr. Weiss summarized Resolution No. 909-2006. Mr. Hartman moved Resolution No. 909-2006 appointing Fire Police Officers for the year 2006, be adopted, seconded by Mr. Marwah and carried unanimously.

RESOLUTION NO. 910-2006 AWARDED 2004 TAX ANTICIPATION LOAN - Mr. Weiss summarized Resolution No. 910-2006. Mr. Hartman moved Resolution No. 910-2006 awarding the 2006 Tax Anticipation Loan in the amount of \$763,000 to PNC Bank, be adopted, seconded by Mr. Marwah. Mr. Rocca passed out a summary of the proposals received. PNC Bank submitted a proposal of 3.53% interest with no recording fees. First Commonwealth submitted a proposal of 3.55% interest with \$418 in loan fees. Mr. Rocca recommended awarding the Tax Anticipation Loan to PNC Bank. The motion was then voted upon and carried unanimously.

BOROUGH MANAGER - Mr. Rocca, on behalf of staff and himself, thanked Council for the reappointment. He looks forward to working with the new Council.

SOLICITOR - Mr. Weiss thanked Council for their support. He considers representing public bodies a privilege and he looks forward to working with Council this year.

MAYOR CLARK - Mayor Clark stated that he appreciates the opportunity to serve another term as Mayor and noted that everyone knows how to contact him.

MR. LAWRENCE - Mr. Lawrence stated that he is very excited about the opportunities that the new Council is facing. He also thanked all previous Council members for leading the community, and he recognized Frank Libson and Tony Delserone, former Council members who were in the audience. Mr. Lawrence stated that Council hopes to maintain the high standards that have come before them. He also encouraged input from the residents to help guide Council along the way.

MRS. HOPEY - Mrs. Hopey noted that she is very thankful for working with the community in this capacity. She looks forward to getting to know the employees and working with them.

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MR. MARWAH - Mr. Marwah thanked the residents of Ward 3 for electing him to Council. He suggested considering the following three items at the next meeting: (1) Regulating the parking of dumpsters and commercial trucks with large logos; (2) Regulating the amount of fill a homeowner can accept on his property, possibly regulating no more than five truckloads. He also suggested applying the grading ordinance from the subdivision and land development ordinance to all homeowners; and (3) Taking over Morrow Lane and bringing it up to Borough standards. Mrs. Creese stated that Council would take all comments under consideration.

SUPERINTENDENT OF PUBLIC WORKS

* Mr. Merriman stated that he is looking forward to working with Council.

CHIEF OF POLICE

* Chief Dorsch wished Council much luck and stated that he looked forward to working with them.

BUILDING INSPECTOR/ZONING OFFICER

* Mr. Phillips congratulated all newly elected officials.

PARKS & RECREATION DIRECTOR

* Mr. Watenpool congratulated all newly elected officials and thanked them for their confidence in him.

GOLF COURSE SUPERINTENDENT/MANAGER

* Mr. Schweitzer looks forward to working with Council.

RECOGNITION OF PAUL BLACK - Mr. Lawrence recognized Paul Black in the audience and thanked him for his service to the Borough.

MOTION TO ADJOURN - Mr. Marwah moved to adjourn the meeting, seconded by Mr. Hartman and carried unanimously. The meeting adjourned at 7:48 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present: 26

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JANUARY 18, 2006**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, January 18, 2006 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Martha Creese called the meeting to order.

Pledge of Allegiance

Kris Losco called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, President.....present
Richard H. Hartman.....present
Jane A. Hopey, Second Vice President.....present
James W. Lawrence, Vice President.....absent
Ash K. Marwah.....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.....present
Cathy Krummert, Borough Secretary.....absent
Kris Losco, Assistant 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 - Mr. Marwah moved the minutes of the December 21, 2005 pre/post meeting, the December 21, 2005 regular meeting, the January 3, 2006 reorganization meeting and the January 3, 2006 work session be approved, seconded by Mrs. Hopey and carried unanimously.

TREASURER'S REPORT - Mrs. Groff reported December 2005 receipts totaled \$246,688 and December 2005 expenditures totaled \$1,325,973. Year-to-date receipts for the period ending December 31, 2005 totaled \$6,542,564 and year-to-date expenditures for the period ending December 31, 2005 totaled \$6,071,894. Mrs. Coombs moved the Treasurer's Report be accepted as read, seconded by Mrs. Hopey and carried unanimously.

POLICE REPORT - Mayor Clark announced that Wolfgang, the first police K-9 in Franklin Park, had to be put down last Saturday after an extended critical illness. Prior to his retirement, Wolfgang set the standard for police dog service while working in the northern tier of Allegheny County. Wolfgang received many commendations from the other communities that he served over the years. Mayor Clark extended the Borough's deepest sympathy to Officer Chuck Bossong and his family, and he thanked them for the sacrifices they made as a family to keep Wolfgang in their home. He noted that the new K-9, Yari, also lives with Officer Bossong and his family. The Borough intends to place a plaque in the police department recognizing Wolfgang's years of service.

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Mayor Clark then read the Police Report and activity report for the month of December 2005. Mrs. Coombs recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for December 2005, Mr. Phillips issued 13 permits and collected \$10,567 in fees. Total value of construction was \$1,195,913.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on December 21, 2005 to discuss the MTSA Sewer Transfer Agreement and a personnel matter regarding an employee merit increase.

COMMENTS FROM THE FLOOR -

Mr. Ken Schuring, 2358 Magee Road Extension - Mr. Schuring asked questions about the previous garbage/recycling contract with Vogel Disposal and the new contract with Waste Management effective January 1, 2006. He stated that he and his neighbors received bills, but they did not receive any additional information. It was noted that Waste Management mailed information to residents, and it is also available at the Borough offices and on the Borough's Web site. Council noted that Waste Management had made an error and mailed out their bills before they mailed out the information flyer.

MOTION TO BRING TABLED MOTIONS FROM DECEMBER 21, 2006 BACK ON THE TABLE - Mrs. Hopey moved to bring the motions previously tabled on December 21, 2005 back on the table, seconded by Mrs. Coombs and carried unanimously.

AGREEMENT FOR THE TRANSFER OF BEAR RUN AND LOWRIES RUN SANITARY SEWERS TO MTSA - Mrs. Hopey moved 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 Mrs. Coombs and carried unanimously.

INTRODUCE ORDINANCE NO. 539-2006 AUTHORIZING THE TRANSFER OF BEAR RUN AND LOWRIES RUN SANITARY SEWERS TO MTSA - Ms. Burkardt introduced Ordinance No. 539-2006. Mr. Rocca reviewed and explained the study conducted by the Borough and the conclusion that the Borough and its sewer customers would benefit from the transfer of the sewer lines to MTSA. This ordinance will be properly advertised for enactment at a future meeting.

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

ROGER AND BRENDA GIBSON CONDITIONAL USE APPLICATION, 2265 MCALEER ROAD - Mrs. Creese 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. and Mrs. Gibson were present. Mrs. Gibson explained that they own 39 acres on McAleer Road and they are seeking conditional use approval to construct a garage to hold the equipment used to maintain that property. The Gibsons are currently renovating the existing home on the property and they plan to use the existing garage to park their vehicles. Mr. Phillips noted that the Planning Commission had recommended approval of this application. Mrs. Hopey moved approval be granted for the Conditional Use Application submitted by Roger and Brenda Gibson of 1304 Regency Drive, Pittsburgh, PA 15237 for the construction of an accessory building approximately 1,985 sq ft on the property they own located at 2265 McAleer Road in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated January 5, 2006, seconded by Mr. Marwah and carried unanimously.

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GARDENER'S EYE LAND DEVELOPMENT APPLICATION, 2588 NICHOLSON ROAD - Mr. Marwah moved preliminary and final approval be granted for the Land Development Application submitted by Denise Lindberg for the Gardener's Eye, a business to be located at 2588 Nicholson Road in the M-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated January 5, 2006 and the letter from W.E.C. Engineering dated January 4, 2006, seconded by Mrs. Hopey. The applicant, Ms. Denise Lindberg, is the current owner of the Gardener's Eye, a garden design and garden maintenance business, and she has filed an application to operate this business on the property located at 2588 Nicholson Road. The property is zoned commercial but has been used previously for a residential home. The motion was then voted upon and carried unanimously.

ORDINANCE NO. 540-2006, DISSOLUTION OF NORTHWEST REGIONAL COMMUNICATIONS - Ms. Burkardt summarized Ordinance No. 540-2006. Mrs. Hopey moved 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, be enacted, seconded by Mr. Marwah and carried unanimously.

NORTHLAND LIBRARY, FIRST QUARTER PAYMENT - Mrs. Hopey moved the Treasurer be authorized to prepare a check in the amount of \$59,321.75 payable to Northland Library for the 1st quarter payment of 2006, seconded by Mrs. Coombs and carried unanimously.

REJECT GAZEBO BIDS OPENED DECEMBER 21, 2005 - Mr. Marwah moved to reject all bids received to furnish, deliver and construct a 30 ft. Gazebo at Blueberry Hill Park, and authorize re-advertising for bids, seconded by Mrs. Hopey and carried unanimously.

BOROUGH MANAGER - Mr. Rocca noted that a letter will be mailed to all affected residents outlining the sanitary sewer transfer. A public hearing will be scheduled to answer residents' questions.

MRS. COOMBS - Mrs. Coombs thanked Mr. Merriman for having additional signs installed on Wexford Run Road.

BUILDING INSPECTOR/ZONING OFFICER - Mr. Phillips announced that the Planning Commission would hold a Comprehensive Plan public presentation on Wednesday, January 25.

PARKS & RECREATION DIRECTOR

* A bonfire/carriage ride will be held at Blueberry Hill Park this Saturday, January 21. The cost of admission is a can of food, which will be donated to North Hills Community Outreach.

MOTION TO ADJOURN - Mr. Marwah moved to adjourn the meeting, seconded by Mrs. Hopey and carried unanimously. The meeting adjourned at 9:03 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, FEBRUARY 15, 2006**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, February 15, 2006 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Pledge of Allegiance

Vice President Jim Lawrence called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, President.....absent
Richard H. Hartman.....present
Jane A. Hopey, Second Vice President.....present
James W. Lawrence, Vice President.....present
Ash K. Marwah.....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
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 - Mr. Hartman moved the minutes of the January 18, 2006 pre/post meeting, the January 18, 2006 regular meeting, and the February 1, 2006 work session be approved, seconded by Mrs. Coombs and carried unanimously.

TREASURER'S REPORT - Mrs. Groff reported January 2006 receipts totaled \$1,074,316 and January 2006 expenditures totaled \$379,881. Mrs. Hopey 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 January 2006. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for January 2006, Mr. Phillips issued 15 permits and collected \$14,607.14 in fees. Total value of construction was \$1,670,128.

COMMENTS FROM THE FLOOR - None

**BOROUGH OF FRANKLIN PARK
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ORDINANCE NO. 539-2006 AUTHORIZING THE TRANSFER OF BEAR RUN AND LOWRIES RUN SANITARY SEWERS TO MTSA - Mr. Weiss summarized Ordinance No. 539-2006. Mr. Marwah moved 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, be enacted, seconded by Mr. Hartman and carried unanimously.

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

APPOINT JANE HOPEY TO THE NORTHLAND LIBRARY BOARD - Mrs. Coombs moved to appoint Jane A. Hopey to the Northland Library Board to fill the unexpired term of Laura A. Coombs, which term will expire December 31, 2010, seconded by Mr. Marwah and carried unanimously.

ADVERTISE FOR PICKUP TRUCK BIDS - Mr. Marwah moved to authorize advertising for bids for two (2) new 2006 pickup trucks for the Public Works Department, seconded by Mr. Hartman and carried unanimously.

AWARD BID FOR GAZEBO AT BLUEBERRY HILL PARK - Mrs. Hopey moved Country Lane Woodworking, New Holland, PA be awarded the bid to furnish, deliver and construct a 30 ft. Gazebo at Blueberry Hill Park at a cost of \$19,755.63, and the bid securities be returned to the unsuccessful bidders, seconded by Mrs. Coombs and carried unanimously.

NICHOLSON WOODS PHASE II, REQUEST FOR SECURITY RELEASE AND ACCEPTANCE OF PUBLIC IMPROVEMENTS - Mr. Hartman moved Council deny the request by Zokaites Contracting, Inc. for the release of funds from Letter of Credit No. SB7197-99 in the amended amount of \$17,796.30 issued by First Merit Bank N.A. for the Nicholson Woods Plan, Phase II and Council also deny the request for acceptance of public improvements, seconded by Mr. Marwah. Mr. Lawrence explained that Council denied the developer's requests because the developer had not fulfilled all of the Borough's requirements. The motion was then voted upon and carried unanimously.

NICHOLSON WOODS PHASE III, REQUEST FOR SECURITY RELEASE AND ACCEPTANCE OF PUBLIC IMPROVEMENTS - Mr. Hartman moved Council deny the request by Zokaites Contracting for the release of funds from the Set-Aside Agreement in the amended amount of \$7,362.54 for the Nicholson Woods Plan, Phase III and Council also deny the request for acceptance of the public improvements, seconded by Mr. Marwah and carried unanimously.

INTRODUCE ORDINANCE NO. 541-2006 PROHIBITING HUNTING IN PARKS & RECREATION AREAS - Mr. Weiss introduced Ordinance No. 541-2006 amending Chapter 146 of the 1986 Code of the Borough of Franklin Park to prohibit hunting in the Parks and Recreation areas of the Borough. This ordinance will be properly advertised for enactment at a future meeting.

INTRODUCE ORDINANCE NO. 542-2006 CHANGING THE DESIGNATION OF DISORDERLY CONDUCT TO DISTURBANCE OF THE PEACE AND GOOD ORDER - Mr. Weiss introduced Ordinance No. 542-2006 amending Chapter 150 of the 1986 Code of the Borough of Franklin Park to change the designation of disorderly conduct to disturbance of the peace and good order. This ordinance will be properly advertised for enactment at a future meeting. Mr. Lawrence explained that this amendment was necessary because the police department has issued citations for disorderly conduct and the District Magistrate has thrown them out.

RESOLUTION NO. 911-2006 RATIFYING THE REAL ESTATE TAX COLLECTOR'S BOND - Mr. Weiss summarized Resolution No. 911-2006. Mrs. Hopey moved Resolution No. 911-2006, ratifying the Real Estate Tax Collector's Bond for the four-year period beginning January 1, 2006 through January 1, 2010 in the amount of \$1,500,000.00, be adopted, seconded by Mr. Marwah and carried unanimously.

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RESOLUTION NO. 912-2006 SUPPLEMENTING THE REALTY TRANSFER TAX RESOLUTION -

Mr. Weiss summarized Resolution No. 912-2006. Mr. Marwah moved Resolution No. 912-2006 supplementing the resolution enacting a realty transfer tax so as to comply with the requirements of Act 40 of 2005 concerning transfers which are taxable, authorizing the Pennsylvania Department of Revenue to collect and enforce the tax when necessary and authorizing the treasurer to share information with the Department of Revenue, be adopted, seconded by Mr. Hartman and carried unanimously.

APPOINT SAMUEL G. LIBERTO TO THE EAC - Mrs. Hopey moved Samuel G. Liberto, 1648 Settlers Drive, be appointed to the Environmental Advisory Council for a three-year term, which term will expire December 31, 2008, seconded by Mrs. Coombs and carried unanimously.

BOROUGH MANAGER - Mr. Rocca reviewed the sanitary sewer transfer to MTSA. He noted that the Borough mailed 1,500 letters to current Lowries Run and Bear Run customers, explaining the reasons for the transfer and inviting the residents to a meeting on February 9. Mr. Rocca noted that only 7 residents attended the meeting. He also stated that Council is looking at several options to assist those residents who will be negatively impacted by the transfer. Mr. Lawrence noted that this was a big project and he thanked Mr. Rocca for all of the work he has done.

MR. MARWAH - Mr. Marwah thanked the group of municipal managers that met on February 3 regarding stormwater management. He has worked with Millvale and knows how devastated it was after the flood in 2004. He believes the Borough has a moral obligation to help alleviate downstream flooding, and anything we can do would be much appreciated.

PUBLIC WORKS SUPERINTENDENT

- * Mr. Merriman noted that the public works department has been working in the parks over the past month. They are replacing the bridges at Linbrook that were washed away in the 2004 flood and they are continuing work on the maintenance building at Blueberry.
- * Although it seems that snow removal has been light this year, it has not been. The COG communities are required to use 60% of the allotment for the year, and we have done so.
- * There were several accidents on the bend of Wexford Run Road recently. They will monitor the situation and look into a permanent solution to be completed in the summer.

CHIEF OF POLICE

- * Chief Dorsch indicated that the police will take care of the speed limit enforcement on Wexford Run Road, although there are several things causing the problem.
- * Chief Dorsch informed Council that the Borough has tried on two previous occasions to have the speed limit reduced on Nicholson Road. The speed limit from Wexford Bayne Road to the Ohio Township line is 45 mph and then it is reduced in Ohio Township to 35 mph. PennDOT has denied the Borough's requests stating that there are not enough serious reportable accidents. The Borough received a letter from a resident this week requesting that the speed limit be lowered on Nicholson Road. Chief Dorsch advised the resident that the previous Council adopted a Resolution stating that the Borough wants the speed limit lowered on Nicholson Road and that they did not agree with PennDOT's decision. He also advised the resident to contact her legislators and suggested that she start a petition. In the meantime, the police will enforce the current speed limit.

PARKS & RECREATION DIRECTOR

- * Mr. Lawrence congratulated Mr. Watenpool on the award he recently received and thanked him for the wonderful job he has been doing. Mr. Watenpool explained that the Pennsylvania Recreation & Park Society selected the Borough's Seniors' Program to receive the Excellence in Programming, Senior Adult Award. One award is given each year throughout the entire state of Pennsylvania.
- * The Recreation Newsletter should be mailed within the next 1-2 weeks.
- * The Special Needs Winter Family Fun Day will be held this Saturday, February 18.

BUILDING INSPECTOR/ZONING OFFICER

- * Mr. Phillips informed Council that on Wednesday, February 22 the Planning Commission will be holding a public meeting regarding the Comprehensive Plan. This will also start the public comment portion of the plan.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, FEBRUARY 15, 2006**

GOLF COURSE SUPERINTENDENT/MANAGER

- * Mr. Schweitzer noted that the golf course was open today and will be open tomorrow because of the good weather.
- * Mr. Schweitzer noted that the weather would be drastically changing with rain and very low temperatures, and he informed Council that this could result in ice damage.
- * He also noted that there is a mole problem at the golf course and in the adjacent neighborhood. The moles are very difficult to get rid of, but he has purchased a new product that he will use. If the product works he will make an effort to inform residents that this product is available.

MOTION TO ADJOURN - Mr. Hartman moved to adjourn the meeting, seconded by Mrs. Coombs and carried unanimously. The meeting adjourned at 8:50 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 10

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MARCH 15, 2006**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, March 15, 2006 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Pledge of Allegiance

President Martha Creese called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, Presidentpresent
Richard H. Hartmanpresent
Jane A. Hopey, Second Vice President.....present
James W. Lawrence, Vice President.....absent
Ash K. Marwahpresent
Junior Councilperson Mollie Rosenzweigpresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

M. Janet Burkardt, Law Offices of Ira Weisspresent

STAFF:

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

BIG SEWICKLEY CREEK WATERSHED ASSOCIATION - Mr. David Gillingham, Vice President of the Big Sewickley Creek Watershed Association was present to address Council. Mr. Gillingham informed Council that the Association is applying for a \$58,000 grant from the State and a \$60,000 grant from the DCNR. The Association will be working to clean and fix up the watershed area so it can be enjoyed. Mr. Gillingham provided Council with a map showing the boundaries of the watershed, as well as letters of support from other municipalities. Mr. Marwah asked if Mr. Gillingham had any details or plans for the project. Mr. Gillingham indicated that the details would be prepared and included in the RFP. Mrs. Creese noted that the Borough will send a letter of support and will designate a delegate to the Association. The Association meets the second Wednesday of each month at Quaker Valley High School.

APPROVAL OF THE MINUTES - Mrs. Coombs moved the minutes of the February 15, 2006 pre/post meeting, the February 15, 2006 regular meeting and the March 1, 2006 work session be approved, seconded by Mr. Hartman and carried unanimously.

TREASURER'S REPORT - Mrs. Groff reported February 2006 receipts totaled \$417,472 and February 2006 expenditures totaled \$217,432. Year-to-date receipts totaled \$1,491,788 and year-to-date expenditures totaled \$597,314. Mrs. Coombs moved the Treasurer's Report be accepted as read, seconded by Mr. Marwah and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MARCH 15, 2006**

POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of February 2006. He commended Officer Boucek for conducting 27 presentations during the month of February and for all of the time she puts into public relations programs. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for February 2006, Mr. Phillips issued 16 permits and collected \$12,504 in fees. Total value of construction was \$1,225,911.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on March 1, 2006 to discuss litigation regarding the Carriage Estates Plan.

COMMENTS FROM THE FLOOR

Nicole and David Steigerwald, 2020 Reis Run Road - Mr. and Mrs. Steigerwald had previously addressed Council at the December 2005 meeting regarding a dumping/grading issue with their neighbor at 2024 Reis Run Road. They updated Council regarding this issue and provided new pictures of the property. There was discussion regarding what the Borough has done and what we can do to assist the Steigerwalds with this problem. The Steigerwalds have also contacted the DEP, the EPA and an attorney. Mr. Marwah noted that because of the Steigerwald's issue, the Borough is working on a new ordinance to address this type of problem. Mayor Clark noted that this resident has found a loophole in the current ordinance, but the Borough will do what we can to address this issue.

Brian Conti, 1506 King William Drive - Mr. Conti asked some questions pertaining the previous discussion regarding the property at 2024 Reis Run Road. Mr. Conti asked questions regarding encroachment and establishing a time limit for property owners to improve their property. Mr. Rocca, Ms. Burkardt and Mayor Clark addressed the questions.

Matt Matesic, 2633 Glenchester Road - Mr. Matesic had previously provided Council with a packet of letters from the residents of the Meadowood Plan expressing their opposition to the construction of an accessory building at 2631 Glenchester Road. The neighbors feel that this resident has found a loophole in the ordinance that should be addressed by the Borough. Mrs. Creese noted that the Borough is reviewing current ordinances. Mayor Clark thanked the residents for writing letters and suggested that they look into the covenants of the plan and also look at their deeds and title insurance to see if this type of construction is permitted. He noted that the Borough will monitor the activities at this address and asked the Building Inspector to keep a close eye on the construction.

Charlie Goulding, 2638 Glenchester Road - Mr. Goulding noted that he is in the business of metal panels and metal roofing. In the past he has attended meetings to try to convince municipalities to change their ordinances to allow a metal building in a business area, while Franklin Park ordinance allows a metal building in a residential neighborhood.

Robert Scheidemantel, 2637 Glenchester Road - Mr. Scheidemantel asked Council to consider a moratorium on this type of building within planned neighborhoods until further review.

PUBLIC HEARING, FIELDS OF NICHOLSON REVISED TENTATIVE PRD - Mrs. Creese 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. Attorney Donald Graham, Mr. Dan Sosso of Dan and Michael Inc. and Mr. Ed Thaner of E. A. Thaner & Associates were present representing the applicant. Mr. Graham was sworn in by the court reporter and reviewed the proposed changes to the PRD. The Planning Commission had recommended approval. Mr. Marwah moved Revised Tentative PRD approval be granted for the application submitted by Signature Homes for The Fields of Nicholson PRD, in the R-3 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated March 13, 2006 and the letter from W.E.C. Engineering dated March 14, 2006 seconded by Mrs. Coombs and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MARCH 15, 2006**

FIELDS OF NICHOLSON PRD, PHASE I REVISED FINAL APPROVAL - Mr. Hartman moved Revised Final Approval be granted for Phase I of the Fields of Nicholson PRD in the R-3 zoning district as submitted by Signature Homes, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated March 13, 2006 and the letter from W.E.C. Engineering dated March 14, 2006, seconded by Mr. Marwah and carried unanimously.

FIELDS OF NICHOLSON, PHASE II FINAL APPROVAL - Mrs. Coombs moved Final Approval be granted for Phase II of the Fields of Nicholson PRD in the R-3 zoning district as submitted by Signature Homes, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated March 13, 2006 and the letter from W.E.C. Engineering dated March 14, 2006, seconded by Mr. Hartman and carried unanimously.

MCEVOY PLAN OF LOTS, 2340 ROCHESTER ROAD, PRELIMINARY AND FINAL APPROVAL - Mrs. Hopey moved preliminary and final approval be granted for the Subdivision Application submitted by Martha McEvoy for the McEvoy Plan of Lots, a lot line revision on the property located at 2340 Rochester Road, in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated February 27, 2006 and the letter from W.E.C. Engineering dated March 7, 2006, seconded by Mr. Hartman and carried unanimously.

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

STURBRIDGE COURT PLAN, REQUEST FOR REDUCTION OF SECURITY - Mr. Hartman moved to deny the request by Sturbridge Court Associates, LLC for a release from Letter of Credit No. 188 issued by Washington Federal Savings Bank for the Sturbridge Court Plan of Lots, in accordance with the Borough Engineer's recommendation letter dated February 21, 2006, seconded by Mr. Marwah and carried unanimously.

SPRING RIDGE PLAN, REQUEST FOR REDUCTION OF SECURITY - Mrs. Coombs moved the Financial Security Agreement in the original amount of \$2,109,065.93 issued by Sky Bank for the Spring Ridge Plan of Lots, be reduced by \$341,549.61 leaving a balance of \$1,767,516.32, in accordance with the Borough Engineer's recommendation letter dated February 24, 2006, seconded by Mr. Hartman and carried unanimously.

PICKUP TRUCK BIDS FOR PUBLIC WORKS DEPARTMENT - Mr. Hartman moved to award Joe Ball GMC Truck, Glenshaw, PA, the bid for the purchase of two (2) new 2006 pickup trucks for the Public Works Department, at a cost of \$19,375.00 per truck, and the bid securities be returned to the unsuccessful bidders, seconded by Mr. Marwah and carried unanimously.

ORDINANCE NO. 541-2006 PROHIBITING HUNTING IN PARKS & RECREATION AREAS - Ms. Burkardt summarized Ordinance No. 541-2006. Mr. Marwah moved Ordinance No. 541-2006 amending Chapter 146 of the 1986 Code of the Borough of Franklin Park to prohibit hunting in the Parks and Recreation areas of the Borough, be enacted, seconded by Mrs. Coombs and carried unanimously.

ORDINANCE NO. 542-2006 CHANGING THE DESIGNATION OF DISORDERLY CONDUCT TO DISTURBANCE OF THE PEACE AND GOOD ORDER - Ms. Burkardt summarized Ordinance No. 542-2006. Mr. Hartman moved Ordinance No. 542-2006 amending Chapter 150 of the 1986 Code of the Borough of Franklin Park to change the designation of disorderly conduct to disturbance of the peace and good order, be enacted, seconded by Mr. Marwah and carried unanimously.

AUTHORIZE ADVERTISING FOR CLEANING BIDS - Mrs. Coombs moved to authorize advertising for cleaning services bids for the municipal building and activity center, seconded by Mrs. Hopey and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MARCH 15, 2006**

RESOLUTION NO. 913-2006 ALOM 457 DEFERRED COMPENSATION PLAN - Ms. Burkardt summarized Resolution No. 913-2006. Mrs. Hopey moved Resolution No. 913-2006 adopting amendments to the ALOM 457 Employee Deferred Compensation Plan and authorizing the execution of agreements relating to the plan, be adopted, seconded by Mrs. Coombs and carried unanimously.

APPOINT JERRY HORN TO THE CIVIL SERVICE COMMISSION - Mrs. Hopey moved Jerry Horn be appointed to the Civil Service Commission to fill the unexpired term of Edmond Joyal, which term expires December 31, 2008, seconded by Mr. Hartman. Mayor Clark noted that the police department will be hiring two additional full-time police officers this year and there were only two active Civil Service Commission members. The police officer testing will be completed this Saturday and then the Civil Service Commission will meet to begin the interview process for the applicants that pass the test. Mayor Clark noted that Mr. Horn was in the audience. The motion was voted upon and carried unanimously.

MUNICIPAL BUILDING POWER SURGE - Mrs. Creese stated that last Thursday there was an electrical power surge at the municipal building. She acknowledged the staff for the efficient manner in which they handled the situation.

PUBLIC WORKS SUPERINTENDENT

* Mr. Merriman announced that the spring brush chipping and leaf collection will begin April 3.

CHIEF OF POLICE

* Chief Dorsch announced that the police civil service testing would be held on Saturday, March 18. Mr. Larry Baldasare will be the administrator of the test and the Chief and Police Secretary will proctor the test.

BUILDING INSPECTOR/ZONING OFFICER

* Mr. Phillips informed Council that the stormwater and grading ordinances should be ready for review by Council at the April work session.

PARKS & RECREATION DIRECTOR

* Mr. Watenpool reported that the Recreation Newsletter was mailed last week, and he has received a significant number of registration forms for spring and summer programs.

GOLF COURSE SUPERINTENDENT/MANAGER

* Mr. Schweitzer reported that the golf course has been open, weather permitting. He anticipates that they will be open full time within the next two weeks.

DEER CARCASSES - An unidentified resident informed Council that he was walking in the area behind Pristine Pines and noticed many deer carcasses in the area. Chief Dorsch indicated that the Game Commission disposes of road-killed deer carcasses in this area since they have no other dumpsite available. He will discuss this issue with the Game Commission. Chief Dorsch also noted that if the Borough calls the animal control service to pick up and dispose of a deer carcass the Borough is charged \$50.

COMPREHENSIVE PLAN - Mrs. Creese announced that at the meeting on March 8, 2006, Council authorized the Planning Commission to solicit proposals for additional services pertaining to the Comprehensive Plan.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MARCH 15, 2006**

MOTION TO ADJOURN - Mrs. Coombs 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 - 37

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, APRIL 19, 2006**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, April 19, 2006 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Pledge of Allegiance

President Martha Creese called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, Presidentpresent
Richard H. Hartmanpresent
Jane A. Hopey, Second Vice President.....present
James W. Lawrence, Vice President.....absent
Ash K. Marwahpresent
Junior Councilperson Mollie Rosenzweigabsent
Mayor G. Reynolds Clarkpresent

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

M. Janet Burkardt, Law Offices of Ira Weisspresent

STAFF:

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

APPROVAL OF THE MINUTES - Mrs. Coombs moved the minutes of the March 8, 2006 special comprehensive plan work session meeting, the March 15, 2006 pre/post meeting, the March 15, 2006 regular meeting and the April 5, 2006 work session be approved, seconded by Mrs. Hopey and carried unanimously.

TREASURER'S REPORT - Mrs. Groff reported March 2006 receipts totaled \$199,483 and March 2006 expenditures totaled \$393,321. Year-to-date receipts totaled \$1,691,272 and year-to-date expenditures totaled \$990,634. Mr. Hartman moved the Treasurer's Report be accepted as read, seconded by Mrs. Coombs and carried unanimously.

POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of March 2006.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for March 2006. Mr. Phillips issued 20 permits and collected \$16,185 in fees. Total value of construction was \$1,590,083.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on March 15, 2006 to discuss litigation regarding the Carriage Estates Plan and on March 25, 2006 to discuss a personnel matter.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, APRIL 19, 2006**

COMMENTS FROM THE FLOOR

George Hoffman, Esquire - Mr. Hoffman represented Mr. Andrew Hrishenko who resides on Carriage Lane. Mr. Hoffman discussed two issues: (1) an issue that occurred when Mr. Hrishenko tried to cut some trees and bushes along Carriage Lane. Ms. Burkardt responded that this is a private matter, but his neighbor can enforce criminal trespass against Mr. Hrishenko for cutting down their bushes in their portion of the right-of-way; and (2) an ongoing dispute between Mr. Hrishenko and Franklin Nursery. Ms. Burkardt noted that this is a new Borough Council that has not been on board for long enough to have all of the history of that litigation. The Solicitor's office is presenting the information to Council and will go back to the Court of Common Pleas with a recommendation to settle that litigation. However, since this matter is in litigation in the courts right now, it will not be discussed at a private meeting.

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

PUBLIC HEARING, STEKAR LLC INTERMUNICIPAL LIQUOR LICENSE TRANSFER - Mrs. Creese announced that the public hearing was being held for the purpose of receiving comments and recommendations of interested individuals regarding an application submitted by Stekar, LLC for an intermunicipal liquor license transfer into the Borough of Franklin Park at the Franklin Village Shops, located at the intersection of Brandt School Road and S.R. 910. She then 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. John Yoedt, his son Steven and daughter Karen were present as the owners of the Sir Pizza to be located in Franklin Village. Mr. Yoedt indicated that Sir Pizza is designed as a sit-down restaurant. He had provided the Borough with updated plans from the architect and a basic floor plan. This will be a family-oriented business with booths and tables for 50 customers. Beer and liquor will be served and will be available for take-out. Mayor Clark asked if Mr. Yoedt was committed to not selling any take-out beverages to minors. Mr. Yoedt stated that his daughter was already certified in serving alcohol and all of the owners would be taking courses offered by the Liquor Control Board. Mayor Clark expressed his concern regarding underage drinking, sales to minors, and liquor-only sales. Mr. Phillips noted that outside seating would be prohibited. Chief Dorsch noted that the parking lot should be monitored to be sure customers are not eating or drinking in the parking lot if the restaurant is crowded. Mrs. Hopey moved Resolution No. 914-2006 approving the transfer of a liquor license into the Borough of Franklin Park, by Stekar, LLC. DBA Sir Pizza in the Franklin Village Shops at the intersection of Brandt School Road and S.R. 910, be adopted, seconded by Mr. Marwah. Mr. Hartman voted no. The motion carried.

NORTH PITTSBURGH TELEPHONE SWITCH BUILDING, FIELDS OF NICHOLSON PRD - Mrs. Hopey moved Final Approval be granted for the Land Development Application submitted by the North Pittsburgh Telephone Co. for a telephone switch building to be constructed in the Fields of Nicholson PRD in the R-3 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated March 30, 2006 and the letter from W.E.C. Engineering dated March 16, 2006 seconded by Mr. Hartman and carried unanimously.

SETTLERS WALK PHASE 3, REQUEST FOR REDUCTION OF SECURITY - Mrs. Coombs moved the Set-Aside Agreement in the amended amount of \$96,406.71 for Settlers Walk Phase 3, be reduced by \$32,038.12 leaving a balance of \$64,368.59, in accordance with the Borough Engineer's recommendation letter dated April 13, 2006, seconded by Mrs. Hopey and carried unanimously.

AWARD 2006 SHACOG SPRING COMMODITIES BIDS - Mrs. Hopey moved Council award the following 2006 spring commodities bids as submitted to the SHACOG Purchasing Alliance for its bid opening on March 6, 2006:

- Plastic Pipe:**Advanced Drainage Systems, Ludlow, MA
Bituminous Surfacing Materials:
1. ID 2 Binder, ID 2 Wearing & ID 2 Modified.....Hanson Aggregates BMC, Connellsville, PA
2. Superpave 9.5 millimeter & Superpave .19 millimeterLindy Paving, New Castle, PA

seconded by Mr. Marwah and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, APRIL 19, 2006**

NORTHLAND LIBRARY, SECOND QUARTER PAYMENT - Mr. Marwah moved the Treasurer be authorized to prepare a check in the amount of \$59,321.75 payable to Northland Library for the 2nd quarter payment of 2006, seconded by Mr. Hartman and carried unanimously.

HIRING DAMON M. BLANKENSHIP, SENIOR GREENSKEEPER - Mr. Hartman moved Damon M. Blankenship, 121 Eakin Avenue, Pittsburgh, PA 15214 be hired as Senior Greenskeeper effective April 3, 2006, seconded by Mr. Marwah and carried unanimously.

ADVERTISE FOR BIDS FOR WATER LINE EXTENSION IN BLUEBERRY HILL PARK - Mrs. Hopey moved to authorize advertising for bids for the extension of water lines in Blueberry Hill Park from the 6-inch main to the meadow area, seconded by Mrs. Coombs and carried unanimously.

ADVERTISE FOR BIDS FOR ONE (1) NEW 39,000 GVW CAB & CHASSIS FOR PUBLIC WORKS - Mr. Marwah moved to authorize advertising for bids for one (1) new 39,000 GVW cab and chassis for the Public Works Department, seconded by Mr. Hartman and carried unanimously.

SCHOLARSHIP GOLF OUTING, JULY 17, 2006 - Mr. Rocca announced that the Scholarship Golf Outing is scheduled for Monday, July 17, 2006, and information is now available. Mr. Rocca encouraged support for the golf outing to raise money for the Community Scholarship Program. Six scholarships will be awarded at next month's meeting.

EASTER EGG HUNT - Mr. Hartman noted that the Easter Egg Hunt was fantastic. He also heard several comments that Blueberry Hill Park has something for everyone. Mr. Hartman also noted that the grass looked great in the park.

PARKS & RECREATION DIRECTOR

- * Mr. Watenpool reported that the new furniture for the Recreation Center had been ordered and should be delivered in the next 2-3 weeks.
- * The new gazebo will be constructed this Friday.

NEWLY ELECTED OFFICIALS COURSE - Mrs. Creese announced that she, Mrs. Coombs, Mrs. Hopey and Mr. Lawrence had attended the Local Government Academy Newly Elected Officials Course. Mrs. Coombs received an award for perfect attendance.

MOTION TO ADJOURN - Mr. Hartman moved to adjourn the meeting, seconded by Mr. Marwah and carried unanimously. The meeting adjourned at 8:48 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, APRIL 26, 2006**

A special meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, April 26, 2006 at 7:30 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Martha Creese called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, Presidentpresent
Richard H. Hartman.....absent
Jane A. Hopey, Second Vice President.....present
James W. Lawrence, Vice President.....present
Ash K. Marwahpresent
Junior Councilperson Mollie Rosenzweigabsent
Mayor G. Reynolds Clarkpresent

ENVIRONMENTAL ADVISORY COUNCIL:

William Kipp, Chairpersonpresent

PLANNING COMMISSION:

David Quatchak, Chairperson.....present

SOLICITOR:

Ira Weiss, Law Offices of Ira Weisspresent
Max Junker, Law Offices of Ira Weisspresent

COMPREHENSIVE PLAN CONSULTANT:

Robert Kipp, Remington, Vernick and Beach Engineerspresent

STAFF:

Cathy Krummert, Borough Secretary.....present
Tim Phillips, Building Inspector/Zoning Officerpresent
Ambrose Rocca, Borough Managerpresent

REVIEW PUBLIC SURVEY RESULTS - Mr. Rocca reviewed and summarized the public survey results. The public survey was distributed in 2004 after being prepared by Mr. Bob Kipp. A total of 221 responses were received. Mr. Rocca noted that this is not representative of the community as a whole.

LEGAL REQUIREMENTS - Mr. Weiss reviewed the legal requirements for the preparation and adoption of the comprehensive plan. He noted that the Municipalities Planning Code (MPC) does not provide a time limit for adoption of the comprehensive plan by Borough Council. Council must hold a public hearing to take public comment before adopting the comprehensive plan. If the plan is then substantially revised, another public hearing must be held. The plan must be adopted by resolution by majority vote (4 of 6 members). Mr. Rocca pointed out that Pennsylvania is a strong advocate of property rights and suggested that the Borough impose reasonable and fair guidelines and requirements. Mr. Weiss stated that the comprehensive plan sets forth broad goals regarding overall development and use of property. Mr. Weiss noted that there might be a time limit restriction for the grant the Borough was seeking. Mr. Bob Kipp noted that the Borough, along with Sewickley Hills and Ohio Township, had applied for a \$15,000 grant. Each of the three communities would each receive \$5,000. He stated that the grant requires that a draft, not the final adopted plan, be submitted by June 30, 2006. He will verify this and report back to Council. Mr. Rocca and several Council members stated that Council should not rush to adopt the plan, even if it takes longer previously thought.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, APRIL 26, 2006**

COMPREHENSIVE PLAN UPDATE, ORIGINAL INTENT - Mr. Rocca stated that the original intent was to meet the MPC requirements to update the comprehensive plan; however, it turned into a re-write of the plan. He suggested that a scope of work be prepared before entering into a contract with a new land use consultant. This would include what is expected of the consultant and a not-to-exceed cost. Mr. Marwah suggested that Council be involved in the hiring of the consultant.

UNDERSTANDING THE PAST AND PRESENT AND ENVISIONING THE FUTURE - Mr. Rocca noted that the past was addressed in the history chapter. Presently the Borough is a top community within Western Pennsylvania. Council must now envision the future of the Borough.

Mr. Marwah then noted that he had some editing comments and had found some typographical errors within the plan. He will provide this information to Mr. Rocca.

Mr. Bob Kipp then began a chapter-by-chapter review of the proposed comprehensive plan.

CHAPTER 1 - INTRODUCTION

- * This chapter set forth the goals and planning process. It also shows that the Borough is meeting the new MPC requirements.
- * Mr. Marwah suggested seeking further public comment via the Borough's Web site.
- * Mr. Rocca asked Mr. Kipp to verify the population figure.

CHAPTER 2 - HISTORICAL PRESERVATION

- * Mr. Bob Kipp noted that Ms. Debby Rabold, Chairperson of the Historical Committee, provided most of the information for this chapter.
- * Page numbers in this chapter must be corrected.

CHAPTER 3 - ENVIRONMENT

- * This chapter covers the following:
 - the role of the Environmental Advisory Council (EAC)
 - environmental features
 - parks
- * Mr. Bill Kipp requested that Council start the public comment period as soon as possible. He commented that the Planning Commission is at a disadvantage with developers. There should be more restrictions and less negotiation. The gray areas should be made black and white.
- * Mr. Rocca suggested that under Objective E an analysis should be performed to find out how much additional space should be secured.

CHAPTER 4 - POPULATION

- * Census data and SPC data were used for this chapter. Mr. Bob Kipp noted that the categories change with every decennial census.
- * Mr. Rocca noted that the Borough projections significantly differ from the SPC projections.

CHAPTER 5 - HOUSING

- * There was discussion regarding the Inclusionary Housing Techniques. It was suggested that the language be revised and the word "incentives" be removed. The solicitor's office will review and provide new language. The conclusion should also be revised.
- * Page 5.14 - transfer credits should be removed.

CHAPTER 6 - COMMUNITY FACILITIES AND SERVICES

- * Goal 2 - Mayor Clark suggested that only Objectives C, F, G and possibly I be retained. The remaining information does not need to be included. It was noted that the objectives were taken directly from the Borough's Comprehensive Recreation, Park and Open Space Plan at the request of the Recreation Board. It was then suggested that the Comprehensive Recreation, Park and Open Space Plan be placed on the Borough's Web site for reference, rather than being included in this document.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, APRIL 26, 2006**

CHAPTER 7 - TRANSPORTATION

- * Problem intersections are noted in the comprehensive plan. These intersections must be identified in order to be considered for the PennDOT 12-year plan.
- * Public transportation and a possible park and ride were discussed. A suggestion was made to consider the use of the outlying municipal parking lot as a park and ride.

There was some discussion and concern regarding the term "Facilitators" used throughout the document. It was suggested that a note be placed in the plan referring back to Chapter 1.

At this time Mrs. Creese suggested that the review and discussion of the comprehensive plan be continued. Council discussed and concurred to schedule another special meeting on Wednesday, May 10, 2006 at 7:30 p.m. to continue the review and discussion of the comprehensive plan.

MOTION TO ADJOURN - Mr. Lawrence moved to adjourn the meeting, seconded by Mrs. Hopey and carried unanimously. The meeting adjourned at 9:55 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 6

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MAY 17, 2006**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, May 17, 2006 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Pledge of Allegiance

President Martha Creese called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, Presidentpresent
Richard H. Hartman.....present
Jane A. Hopey, Second Vice President.....present
James W. Lawrence, Vice President.....absent
Ash K. Marwahpresent
Junior Councilperson Mollie Rosenzweigpresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

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

SOLICITOR:

M. Janet Burkardt, Law Offices of Ira Weisspresent

STAFF:

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

ACKNOWLEDGE RECIPIENTS OF THE 2006 FRANKLIN PARK COMMUNITY SCHOLARSHIP -

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

1. John A. Boujoukos, Glenchester Road
2. Lindsey E. Frantz, Bellwood Drive
3. Kathleen M. Grennan, Fountain Hills Drive
4. Christine Knable, Broadhill Drive
5. Jenny L. Langenhahn, Bellwood Drive
6. Kaia A. Vereide, Bellwood Drive

seconded by Mrs. Coombs and carried unanimously. Mayor Clark presented each scholarship winner with a payment voucher to be completed by the college or university of their choice.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MAY 17, 2006**

APPROVAL OF THE MINUTES - Mrs. Coombs moved the minutes of the April 19, 2006 pre/post meeting, the April 19, 2006 regular meeting, the April 26, 2006 special meeting, and the May 3, 2006 work session be approved, seconded by Mr. Hartman and carried unanimously.

TREASURER'S REPORT - Mrs. Groff reported April 2006 receipts totaled \$615,978 and April 2006 expenditures totaled \$425,289. Year-to-date receipts totaled \$2,307,250 and year-to-date expenditures totaled \$1,415,923. Mr. Marwah asked questions regarding the cash reserves that were answered by Mrs. Groff and Mr. Rocca. Mr. Hartman moved the Treasurer's Report be accepted as read, seconded by Mrs. Hopey and carried unanimously.

POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of April 2006. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for April 2006. Mr. Phillips issued 23 permits and collected \$14,708 in fees. Total value of construction was \$1,329,358.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on May 3, 2006 to discuss litigation regarding the Franklin Nursery and a personnel matter.

COMMENTS FROM THE FLOOR

Dan Compton, 2347 James Drive - Mr. Compton had previously written a letter to Council expressing his concerns regarding traffic issues on James Drive. He noted that he received a prompt response from the Borough and the police have been monitoring the speed. However, Mr. Compton would like to see something else done to address this issue.

Jerry Owens, James Drive - Mr. Owens also voiced his concerns regarding traffic on James Drive. Mr. Owens mentioned the successful speed enforcement in the Borough of Glenfield and asked if the Borough could do the same. He asked if tickets have been issued and upheld.

Harry Trautvetter, James Drive - Mr. Trautvetter expressed his concerns regarding James Drive and informed Council of many incidents over the years.

Borough response to James Drive issue - Mayor Clark noted that a plain-clothes police officer sat in an unmarked car and used a radar gun to clock speeds on different days and at different times. Chief Dorsch noted that they are still monitoring and compiling the data to present to Council. He also stated that he could only use Vascar to issue tickets to vehicles that are traveling at least 10 miles per hour over the speed limit. Several possible solutions were discussed. An unidentified resident asked if it would help if all James Drive residents signed a petition. The Borough will move forward immediately to post signage, paint a yellow lane divider on the street and paint "Slow" on the street. Mr. Marwah also suggested painting white lines along the sides of the street to make narrow lanes to slow down vehicles. The police department will continue to monitor the traffic and will use the speed trailer to remind drivers of the speed limit. Once the police department provides Council with the data collected, the Borough will review the information and consider all options. A meeting will then be held with the residents of James Drive to come up with a solution.

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

AWARD BID FOR CLEANING SERVICES - Mr. Marwah moved Northern Home Service Company, Pittsburgh, PA 15237 be awarded the bid for cleaning services for the municipal building and the activity center at the prices listed on the bid form submitted, and the bid securities be returned to the unsuccessful bidders, seconded by Mrs. Hopey and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MAY 17, 2006**

AWARD BID FOR A NEW 39,000 GVS CAB & CHASSIS FOR PUBLIC WORKS DEPARTMENT -

Mrs. Hopey moved Joe Ball GMC Truck, Glenshaw, PA, be awarded the bid for the purchase of one (1) new 39,000 GVW Cab and Chassis for the Public Works Department at a cost of \$53,931.00, and the bid securities be returned to the unsuccessful bidders, seconded by Mr. Hartman and carried unanimously.

AUTHORIZE PURCHASE OF A NEW POLICE SEDAN - Mrs. Hopey moved to authorize the purchase of one (1) new 2006 Ford Crown Victoria Police Sedan from Woltz & Wind Ford, Inc., at a cost of \$21,264.00 through the SHACOG Purchasing Alliance, seconded by Mr. Hartman and carried unanimously.

AUTHORIZE PURCHASE OF FURNITURE FOR RECREATION CENTER - Mr. Marwah moved to authorize the purchase of furniture for the Recreation Center from Continental Office Environments, Homestead, PA, at a cost of \$10,001.25 under State Contract No. CN00007712, seconded by Mrs. Hopey and carried unanimously.

AUTHORIZE SALT CONTRACT COLA ADJUSTMENT FOR 2006/2007 - Mrs. Coombs moved to accept the COLA adjustment of \$3.70 per ton for the salt contract between Franklin Park Borough and Morton Salt of Chicago, Illinois, for the 2006/2007 year in accordance with the original contract specifications, the new price will be \$38.63, seconded by Mr. Marwah and carried unanimously.

SETTLERS WALK PHASE III, DENY PUBLIC IMPROVEMENTS - Mr. Hartman moved to deny the request by Franklin Park Properties, LLC, for the acceptance of the public improvements in Settlers Walk Phase III, in accordance with the Borough Engineer's recommendation letter dated April 24, 2006, seconded by Mr. Marwah and carried unanimously.

SETTLERS WALK PHASE IV, DENY PUBLIC IMPROVEMENTS - Mr. Hartman moved to deny the request by Franklin Park Properties, LLC, for the acceptance of the public improvements in Settlers Walk Phase IV, in accordance with the Borough Engineer's recommendation letter dated April 24, 2006, seconded by Mr. Marwah and carried unanimously.

SETTLERS WALK PHASE V, REAPPROVAL - Mrs. Hopey 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. Hartman and carried unanimously.

REAL ESTATE TAX EXONERATION - Mrs. Coombs 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.

AUTHORIZE PURCHASE OF A CATERPILLAR ARTICULATED ASPHALT ROLLER - Mr. Marwah moved to authorize the purchase of a CB224E Caterpillar Articulated Asphalt Roller for the Public Works Department from Beckwith Machinery Co., Murrysville, PA, at a cost of \$33,208.00 under State Contract No. 2420-02, seconded by Mrs. Coombs and carried unanimously.

INTRODUCE ORDINANCE NO. 543-2006, GRADING OF LAND - Mrs. Hopey introduced Ordinance No. 543-2006 regulating the grading of land within the Borough. This ordinance will be properly advertised for enactment at a future meeting.

SCHOLARSHIP GOLF OUTING - Mr. Rocca stated that the Scholarship Golf Outing raises funds for the scholarships awarded by the Borough each year. This year's Outing will be held at the Shannopin Country Club on Monday, July 17, 2006.

MR. MARWAH - Mr. Marwah stated that he had attended the Planning Commission meeting last night. The Commission interviewed a land-use consultant and it was an interesting presentation.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MAY 17, 2006**

NORTHLAND LIBRARY - Mrs. Hopey informed everyone that Northland Library would be raising funds for landscaping. They are in the planning stages and will apply for a grant to defray the costs. The plans may include a children's garden and an amphitheater.

PARKS & RECREATION DIRECTOR

* The ballroom dance will be held at the Activity Center on May 20 at 8 p.m.

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

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 31

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, MAY 10, 2006**

A special meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, May 10, 2006 at 7:30 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Martha Creese called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, Presidentpresent
Richard H. Hartmanpresent
Jane A. Hopey, Second Vice Presidentpresent
James W. Lawrence, Vice Presidentpresent
Ash K. Marwahpresent
Junior Councilperson Mollie Rosenzweigabsent
Mayor G. Reynolds Clarkabsent

ENVIRONMENTAL ADVISORY COUNCIL:

William Kipp, Chairpersonpresent

HISTORICAL COMMITTEE:

Debby Rabold, Chairperson.....present

PLANNING COMMISSION:

David Quatchak, Chairperson.....present

SOLICITOR:

Ira Weiss, Law Offices of Ira Weisspresent
Max Junker, Law Offices of Ira Weisspresent

COMPREHENSIVE PLAN CONSULTANT:

Robert Kipp, Remington, Vernick and Beach Engineerspresent

STAFF:

Cathy Krummert, Borough Secretary.....present
Tim Phillips, Building Inspector/Zoning Officerpresent
Ambrose Rocca, Borough Managerpresent

CHAPTER 1 - INTRODUCTION

- * Mr. Marwah commented that there was a conference on May 3, 2006 regarding the Allegheny County Comprehensive Plan. They are working on the visioning phase right now. Mr. Marwah also commented that all Council members had received a letter from the DCED regarding mandatory National Incident Management System training. The last paragraph of that letter mentioned training entitled "Financing Your Future: Linking the Comprehensive Plan with the Municipal Budget Through Multi-Year Financial Planning". Mr. Marwah noted that the Comprehensive Plan should go hand-in-hand with financial planning.
- * Page 1.1, second paragraph, the last two sentences read, "The borough needs to identify where growth is best suited taking into account environmental protection, growth management, traffic, public services, and utility extensions. This update of the borough's comprehensive plan is designed to achieve that goal". Mr. Marwah commented that this is a broad statement and asked if all Council members agreed. After a lengthy discussion, Council concurred to leave the language "as is".
- * Mr. Rocca provided Council with a one-page list of his comments regarding this chapter.
- * Mr. Rocca suggested adding a paragraph to this chapter to summarize the history of the Borough's zoning and land development ordinances. Council discussed and concurred.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, MAY 10, 2006**

- * Page 1.1, first paragraph - Mr. Rocca noted that the current population is approximately 13,000 based on the number of permits issued. In Chapter 2, page 2.5, the population figure is listed as approximately 13,000. Council concurred that the population figure should be listed consistently as approximately 13,000. Mr. Rocca also provided suggested wording pertaining to population to be added after the first paragraph.
- * Council discussed the Goals listed on page 1.2. Mr. Rocca suggested inserting one or two objectives under each goal. Council discussed whether or not to list the goals in Chapter 1 since they are listed in each individual chapter. It was pointed out that listing the goals in this chapter would be beneficial to someone who does not want to read the entire plan. Mr. Bill Kipp noted that the goals should be consistent with the goals listed in each chapter. Council will review Chapter 1 again after reviewing the remaining chapters.
- * Mr. Rocca noted that Mr. Chuck Perego, the Zoning Hearing Board Chairman, had suggested that the Borough encourage and utilize new technologies that allow for renewable energy. Mr. Rocca suggested adding a sentence to chapter 1 indicating that the Borough will examine its ordinances to determine how to best encourage renewable energy resources. The environmental chapter can then elaborate.

CHAPTER 2 - HISTORICAL PRESERVATION

- * Page 2.1, Goal 1, Objective A, first paragraph, last sentence read, "It is recommended that a detailed Cultural Resources Inventory of Franklin Park be conducted". Mr. Marwah asked for discussion regarding the wording. Council discussed and concurred to change the wording to "Cultural and Historical Resources Inventory". The heading for Objective A read, "Develop a historic and cultural resources survey". It was suggested that the word survey be changed to inventory.
- * Mr. Marwah questioned the layout of the tables in all chapters. The headings are: Strategy, Facilitators and Resources. There was discussion and Marshall Township's Comprehensive Plan was passed around for Council to view their layout. Council concurred on the following: (1) Change the heading "Resources" to "Resources and Funding". (2) The word "Facilitators" will remain. (3) Each objective should be listed again immediately before each table. It was also suggested that the headings "Timeframe" and "Status" be added. Mr. Bob Kipp noted that this information would be included in the last chapter.
- * Ms. Debby Rabold provided Council with handouts regarding historic preservation and the preservation of cemeteries. There was then discussion regarding the Hopkins Chapel Cemetery and the possibility of the United Methodist Conference donating the cemetery to the Borough for preservation.
- * Page 2.2, Objective B - Mr. Marwah commented that the paragraph is well written, but encouraging property owners to preserve cultural resources would require money. Ms. Rabold commented that the Borough should try to raise public awareness and appreciation of historical sites and buildings to maintain the older character of the community.
- * Page 2.3, Objective D table, third strategy - Change the word "Expand" to "Explore".
- * Page 2.3, Goal 2, Objective A, fourth line - Change "there are no public records" to "there are few public records".

CHAPTER 3 - ENVIRONMENT

- * The Introduction paragraph was reviewed and discussed. It was pointed out that the Introduction only mentioned the western part of the Borough, and it was suggested that the Introduction be expanded to include the entire Borough.
- * The EAC once again expressed the need to establish a basis for a Shade Tree Commission as provided for in Sections 2721-2759 of the Borough Code. A discussion followed and it was agreed to add a strategy to page 3.5 referencing the Shade Tree Commission as provided for in the Borough Code.
- * Mr. Rocca suggested that an objective be added to identify strategies to eliminate flooding in downstream communities. The North Hills COG is working to improve areas that are currently being flooded.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, MAY 10, 2006**

- * Page 3.3, Objective E - "Secure additional open space in the Borough". Council discussed and concurred to add the following words to the beginning, "Investigate means to . . .". Mr. Rocca also suggested an analysis be incorporated to determine if the Borough needs more open space and, if so, how much is needed. Council discussed the loss of Winterhaven Park and the acquisition of green space along Wexford Run Road. The benefits of natural wooded areas and open space were also discussed.
- * Page 3.10, Parks - All parks should be listed in this section.
- * There was discussion about adding renewable resources in this chapter as previously suggested.

The next meeting will be held Monday, May 22, 2006 at 7:30 p.m. to discuss Chapters 4, 5 and 6. Mr. Weiss provided Council with information regarding Inclusionary Housing Techniques for consideration when discussing the housing chapter at the next meeting.

MOTION TO ADJOURN - Mr. Marwah moved to adjourn the meeting, seconded by Mr. Hartman and carried unanimously. The meeting adjourned at 9:40 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 5

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
MONDAY, MAY 22, 2006**

A special meeting of the Borough Council of the Borough of Franklin Park was held on Monday, May 22, 2006 at 7:30 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Martha Creese called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, Presidentpresent
Richard H. Hartmanpresent
Jane A. Hopey, Second Vice Presidentpresent
James W. Lawrence, Vice President.....absent
Ash K. Marwahpresent
Junior Councilperson Mollie Rosenzweigabsent
Mayor G. Reynolds Clarkpresent

ENVIRONMENTAL ADVISORY COUNCIL:

William Kipp, Chairpersonpresent
Denise Rosepresent

PLANNING COMMISSION:

David Quatchak, Chairperson.....present
Janet Demmapresent

SOLICITOR:

Max Junker, Law Offices of Ira Weisspresent

COMPREHENSIVE PLAN CONSULTANT:

Robert Kipp, Remington, Vernick and Beach Engineerspresent

STAFF:

Cathy Krummert, Borough Secretary.....present
Tim Phillips, Building Inspector/Zoning Officerpresent
Ambrose Rocca, Borough Managerpresent

INGOMAR UNITED METHODIST CHURCH BOND REDUCTION - Mr. Marwah moved the Subdivision Bond in the original amount of \$63,053.00 for the Ingomar United Methodist Church, be reduced by \$58,683.26 leaving a balance of \$4,369.74, in accordance with the Borough Engineer's recommendation letter dated May 18, 2006, seconded by Mr. Hartman. Mr. Bill Kipp stated that the EAC wants the church to plant the trees. Mayor Clark noted that electrical conduit runs underneath the specified area for the trees. In addition, the church does not own the cemetery. The church is willing to plant the trees in another location on their property or donate the trees to the Borough to be planted in one of the parks. There was some discussion and Mr. Kipp stated that the EAC would agree that the church could donate the trees to the Borough. Mr. Marwah then moved to amend his motion to add that the Ingomar United Methodist Church would donate six trees to the Borough in lieu of item #7 on the Borough Engineer's punch list, seconded by Mrs. Hopey and carried unanimously.

DUMPSTERS IN BLUEBERRY HILL PARK - Mrs. Hopey mentioned that the dumpsters at Blueberry Hill Park are in plain view, but the Borough expects businesses to screen their dumpsters. Mr. Rocca commented that he has directed Mr. Watenpool to work toward improving the existing facilities rather than continuing to expand the facilities.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
MONDAY, MAY 22, 2006**

SUSTAINING PITTSBURGH CONFERENCE - Mr. Marwah noted that he attended the Sustaining Pittsburgh Conference and he made several points:

1. It is best to use open dialogue with the public and make the public aware that you are doing so.
2. Planning should take a regional view, rather than fragmented communities. The entire Southwest Pennsylvania Region should work together when planning.
3. Sustaining Pittsburgh offered to work with the Borough on the comprehensive plan, free of charge. Council discussed and suggested to have them review a draft of the final plan when it is completed by Council.
4. The Borough needs to clearly address commercial uses in the comprehensive plan. Mr. Bob Kipp noted that the Land Use chapter addressed commercial uses.
5. The Borough's web page and its content are crucial.

CHAPTER 4 - POPULATION

- * It was suggested, and Council concurred, to change the title of this chapter to "Demographics".
- * Page 4.2, table 4.1 - A note should be added to indicate that this is not a census number; it was determined through extrapolation using building permits. It should also indicate continued growth.
- * Page 4.4, table 4.6 - Mr. Rocca added language, which he will provide to Mr. Bob Kipp for inclusion. Council concurred.
- * Page 4.1, second paragraph - Mr. Marwah suggested that "youth oriented recreation programs" should be emphasized.
- * Page 4.3, first paragraph, last two sentences - Mr. Marwah read the sentences, "The continued development and increased population will have two major effects on the borough: 1) increased demand for public services, and 2) increased tax base to provide funding for these demands. These are critical issues that need to be addressed in the Future Land Use Plan. He noted that as Council is going through the plan these things should be kept in mind.
- * Page 4.5, last paragraph, third sentence - "This factor reveals that about one half of the borough's population does not pay earned income taxes, yet requires many services such as those related to recreation and school issues." It was suggested that this sentence be deleted.
- * Page 4.7, last paragraph, first sentence - "The majority of families . . ." should be changed to, "A large percentage of families . . .".
- * It was suggested and Council concurred to change the term "white" to "Caucasian" and to change the term "black" to "African American".
- * Page 4.11, table 4.20 - Mrs. Coombs asked why middle school was not included in this table. Mr. Bob Kipp noted that the elementary school column included grades 1-8. A note will be placed on the table indicating the grades included in this column.
- * Mr. Marwah asked everyone to keep the low-income people in mind as we go through the process because they are the least represented. It was noted that there are programs for low-income people, such as tax relief and school lunches.
- * It was suggested that narratives and tables be kept together.
- * Page 4.11, table 4.20 - Mr. Rocca asked Mr. Bob Kipp to verify the high school and college numbers.
- * Page 4.11 - There was discussion regarding the lack of park and ride facilities and it was suggested that the Borough pursue this issue. It was noted that a previous suggestion was made to use the existing lower municipal lot. This matter will be discussed further.

CHAPTER 5 - HOUSING

- * Mr. Marwah noted that the current language in this chapter reads as if there is no existing zoning and it should be changed. Ms. Janet Demma noted that the intention was to review and improve these areas to alleviate loopholes.
- * Page 5.2, Goal 1, Objective A - Change "Provide" to "Improve".
- * Page 5.2, Goal 1, Objective A, Strategy - Change "Review" to "Review and revise".
- * Page 5.3, Goal 2, Objective B, Strategy 2 - "Develop ordinances encouraging the adaptive reuse of existing farm buildings for housing." This will encourage developers to using old buildings rather than tearing them down.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
MONDAY, MAY 22, 2006**

- * Page 5.3, Goal 2, Objective C, Strategy - "Include senior communities in appropriate zoning districts." Mr. Marwah asked Mr. Bob Kipp to explain how you do that. Mr. Kipp stated that the Borough could make 55-plus communities a permitted use in a higher density zoning district, since this is a trend and a big business. He also stated that as residents grow older they want to stay in the community, but they do not want to maintain a lot of property.
- * Ms. Rose Randolph is a resident who owns 70 acres off of Pauloski Road that is also adjacent to Interstate 279. She stated that the property is currently zoned R-2, but because of the noise from the Interstate, she cannot sell the property to a developer under the current zoning. She has asked Council to re-zone her property for higher density so it can be developed. Mr. Rocca stated that 80-85% of the land that is adjacent to the Interstate is single-family residential, and he cited several existing plans. Mrs. Creese stated that Council would take Ms. Randolph's comments under consideration.
- * Page 5.11, Inclusionary Housing Techniques - The Solicitor had provided a suggested revision to this section. They replaced "incentive programs" with "voluntary objectives". Mr. Junker noted that Council could decide whether or not to use "Inclusionary Housing Techniques".
- * Page 5.4, bullet points - Mr. Rocca questioned some of the bullet points on this page.
- * Page 5.6, bullet points under Table 5.4 - Mr. Rocca asked Mr. Bob Kipp to verify the information in the bullet points.
- * Page 5.7, Income and Housing Affordability, second paragraph - Mr. Rocca suggested that it be pointed out that the reason Franklin Park has the highest median rent is because most rental units are single family.
- * Page 5.9, Population - Mr. Rocca suggested that Matterhorn Drive be deleted, but after a discussion it was decided that it be left in.

CHAPTER 6 - COMMUNITY FACILITIES AND SERVICES

- * Page 6.2, Goal 1, Objective A - the Facilitator should be the Mayor for all strategies listed.
- * Page 6.4, Goal 2, Objectives F, G and I - Mayor Clark suggested keeping these objectives only and deleting all other objectives. The Recreation Comprehensive Plan can be referenced for additional information.
- * Page 6.16 - Change the name of the Wexford Run Park to the Melvin D. Lubert Memorial Park.

The next meeting will be held Wednesday, May 31, 2006 at 7:30 p.m. to discuss Chapters 7, 8 and 9.

MOTION TO ADJOURN - Mr. Marwah moved to adjourn the meeting, seconded by Mr. Hartman and carried unanimously. The meeting adjourned at 9:20 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 6

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, MAY 31, 2006**

A special meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, May 31, 2006 at 7:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Martha Creese called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, Presidentpresent
Richard H. Hartman (arrived at 8:25 p.m.)present
Jane A. Hopey, Second Vice President.....present
James W. Lawrence, Vice President.....absent
Ash K. Marwahpresent
Junior Councilperson Mollie Rosenzweigabsent
Mayor G. Reynolds Clarkpresent

ENVIRONMENTAL ADVISORY COUNCIL:

William Kipp, Chairpersonpresent

HISTORICAL COMMITTEE:

Debby Rabold, Chairperson.....present

PLANNING COMMISSION:

David Quatchak, Chairperson.....present

SOLICITOR:

Max Junker, Law Offices of Ira Weisspresent

COMPREHENSIVE PLAN CONSULTANT:

Robert Kipp, Remington, Vernick and Beach Engineerspresent
Kirsten Wolfington, Remington, Vernick and Beach Engineerspresent

STAFF:

Cathy Krummert, Borough Secretary.....present
Ambrose Rocca, Borough Managerpresent

CHAPTER 7 - TRANSPORTATION

- * Page 7.1, Goal 1, Strategy 1 - Add Council & Mayor as facilitators.
- * Page 7.1, Goal 1, Strategy 2 - Mr. Marwah asked why traffic studies should be reviewed. Mr. Bob Kipp stated that as new developments come in, the previous studies should be reviewed as a catch-all.
- * Page 7.2, Objective B - Mr. Marwah asked for clarification regarding some of the strategies. There was discussion regarding Strategy 1, but no change was made. Change "Revise" to "Encourage" in Strategy 7 and also add "large-scale" before proposed development. Add Pine Township to Strategy 8.
- * Mayor Clark cautioned Council about referencing specific developments while working through the Comprehensive Plan.
- * Page 7.2, Objective B, last sentence in the first paragraph - It was pointed out that this sentence is not realistic. Mr. Bob Kipp will amend the wording.
- * Page 7.3, Objectives A & B - Mr. Marwah once again questioned the words "Revise borough ordinances" and discussion followed.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, MAY 31, 2006**

- * Page 7.3, Goal 2, Objective C - Council discussed the possibility of using a portion of the municipal parking lot as a park and ride for residents only. Council concurred to add wording regarding the park and ride to this Objective. It was also suggested that a survey be included in the upcoming Borough Newsletter to determine interest in a park and ride facility.
- * Page 7.9, Park and Ride Facilities - Add the Warrendale lot and Cinemas North lot.
- * Page 7.5, Five Points intersection - Mr. Rocca stated that a fund was established for improvements to this intersection. The Borough has received \$191,850 from five developers.
- * Page 7.4, Arndt & Reis Run Roads intersection - A traffic light at this intersection will be necessary in the future, and the developer of the Bear Run Village in Ohio Township will be required to pay for the cost of installation.
- * Page 7.6, Wexford Bayne & Brandt School Roads intersection - Mr. Rocca asked Council if this intersection is worthy of a #1 priority in the Borough and should be noted as such in the Plan. Council concurred.

CHAPTER 8 - INFRASTRUCTURE

- * Page 8.4, Sanitary Sewers - Mayor Clark suggested an amendment to the wording showing the sanitary sewer transfer to MTSA. Mr. Junker noted that paragraph 7 on page 8.5 addresses this issue. This paragraph will be moved up.
- * Page 8.2, Objective B, Strategy 2 - Mr. Rocca noted that the Borough is fully wired. In addition, the word "Investigate" should be changed to "Ensure that".
- * Page 8.3, Objective C - It was pointed out that this language must be amended to read 40,000 sq. ft. to be consistent with the ordinance, or the ordinance must be amended to one acre to be consistent with the Plan. Also, change "major subdivisions" to "new subdivisions".
- * Page 8.5, paragraph 4 - It was noted that Kilbuck Run services part of the Blackburn Heights Plan.
- * Mr. Hartman joined the meeting at this time.
- * Page 8.8, Table 8.3 - use "approximately 13,000".
- * Page 8.6, Package Treatment Plants - Mrs. Hopey noted that the Stone Mansion Treatment Plant is listed and asked if this is the only place it is listed. She also asked if there was some type of a description; how it is run; who oversees the plant; and is there a capacity limit? She asked Mr. Bob Kipp to add language to clarify these items.
- * Page 8.8, Table 8.3 - Mr. Bob Kipp was asked to check the figures shown in this table.

CHAPTER 9 - ECONOMIC DEVELOPMENT

- * Page 9.1, Introduction, second paragraph, last sentence - Replace "as a result of this plan" with "for the foreseeable future".
- * Page 9.1, Goal 1, Objective A - Change the word "should" to "could".
- * Page 9.2, Goal 1, Objective B - Mrs. Coombs noted that "Big Sewickley Creek Road and Magee Road Extension" should be changed to "Rochester Road and Wexford Bayne Road".
- * Page 9.2, Objective B, Strategy 3 - Delete this strategy.
- * Page 9.3, Goal 2, Strategy 3 - Add "Investigate" and implement.
- * Page 9.8, second paragraph - Amendments to the bullet points were discussed, and then it was decided to delete this section entirely.
- * Page 9.8, third paragraph, fourth sentence - Mr. Rocca noted that he is not aware of any weight restrictions on the roads in this area. Mayor Clark stated that there are restrictions on the bridges.
- * Page 9.8, Conclusion, second to last sentence - Mr. Marwah stated that a lot of young people are leaving the area to work. Mayor Clark stated that there is a strong labor force here.
- * Mr. William Kipp noted several editing comments.
- * Mrs. Hopey commented that small businesses have decided not to locate their businesses in Franklin Park because of too many restrictions. A discussion then followed.

The next meeting will be held Wednesday, June 28, 2006 at 7:00 p.m. to discuss Chapter 10 - Land Use.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, MAY 31, 2006**

MOTION TO ADJOURN - Mr. Marwah moved to adjourn the meeting, seconded by Mrs. Coombs and carried unanimously. The meeting adjourned at 9:00 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 5

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, JUNE 7, 2006**

A special meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, June 7, 2006 at 7:43 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Martha Creese called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs..... present
Martha A. Creese, President present
Richard H. Hartman..... present
Jane A. Hopey, Second Vice President..... present
James W. Lawrence, Vice President..... present
Ash K. Marwah 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
Tim Phillips, Building Inspector/Zoning Officer present
Ambrose Rocca, Borough Manager present
Bill Schweitzer, Golf Course Superintendent..... present
Jim Watenpool, Parks & Recreation Director present

JOSHUA D. NICOLL, FULL-TIME GREENSKEEPER - Mrs. Hopey moved Joshua D. Nicoll, 5402 Hardt Road, Gibsonia, PA 15044, be hired as full-time Greenskeeper effective June 8, 2006, seconded by Mr. Lawrence and carried unanimously. Mr. Nicoll thanked Council for the opportunity to work for the Borough.

KEVIN T. LESTITIAN, FULL-TIME POLICE OFFICER - Mr. Lawrence moved Kevin T. Lestitian, 105 Carters Grove Drive, Gibsonia, PA 15044, be hired as a full-time Police Officer effective June 8, 2006, seconded by Mr. Marwah and carried unanimously. Mr. Lestitian thanked Council. He noted that he was a part-time officer for the Borough about one year ago, and he is glad to be back as a full-time officer.

Mayor Clark pointed out that it is the Borough's plan to expand the police department this year to keep up with the growth in the Borough. The Borough saved \$80,000 to \$85,000 after the dissolution of the Northwest Regional dispatch center and intends to use those funds toward the expansion of the police department.

Mayor Clark administered the Oath of Office to Kevin T. Lestitian.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, JUNE 7, 2006**

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

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 35

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, JUNE 28, 2006**

A special meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, June 28, 2006 at 7:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Martha Creese called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, Presidentpresent
Richard H. Hartman.....present
Jane A. Hopey, Second Vice President.....absent
James W. Lawrence, Vice President.....present
Ash K. Marwahpresent
Junior Councilperson Mollie Rosenzweigabsent
Mayor G. Reynolds Clarkpresent

ENVIRONMENTAL ADVISORY COUNCIL:

William Kipp, Chairpersonpresent
Sally Libson.....present
Denise Rosepresent

HISTORICAL COMMITTEE:

Debby Rabold, Chairperson.....present

PLANNING COMMISSION:

David Quatchak, Chairperson.....present

SOLICITOR:

M. Janet Burkardt, Law Offices of Ira Weisspresent

COMPREHENSIVE PLAN CONSULTANT:

Robert Kipp, Remington, Vernick and Beach Engineerspresent
Kirsten Wolfington, Remington, Vernick and Beach Engineerspresent

STAFF:

Cathy Krummert, Borough Secretary.....present
Tim Phillips, Building Inspector/Zoning Officerpresent
Ambrose Rocca, Borough Managerpresent

CHAPTER 10 - LAND USE

- * Mr. David Quatchak provided an overview of this chapter noting that the Municipalities Planning Code (MPC) requires every municipality provide for every reasonable land use within the municipality. He noted that land use is how the land is currently being used and zoning defines zoning districts, and what is permitted in those areas and requirements related to the development. Zoning is a result of land use patterns and goals and objectives. Mr. Quatchak stated that sometime within the next year the Borough will begin to discuss zoning issues.
- * Page 10.16, last paragraph - Mr. Marwah asked how does this land use relate to zoning? According to the MPC, zoning follows the Comprehensive Plan. He also asked how soon after adoption of the Comprehensive Plan should the zoning ordinance be revised to match the Plan? Mr. Bob Kipp noted that it should be done soon after, but there is no time limit required in the MPC.
- * Page 10.1, Introduction - Mr. Rocca asked Mr. Kipp to review the following statement to see if it is really true, "The most common approach to growth management is using performance based zoning". There was some discussion regarding a change to the wording.
- * There was a discussion regarding incentive zoning.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, JUNE 28, 2006**

- * Page 10.2, Goal 1, Strategy 1 - Mr. Karl Sieg stated that the plan should identify what is occurring now and what we plan to change and why. A discussion followed. Mr. Quatchak pointed out that strategies are opportunities for improvement, not necessarily new streamlining efficiencies.
- * Page 10.3, Goal 2, Objective A - Mr. Rocca asked Mr. Bob Kipp to summarize what a landscape conservation area is. Mr. Kipp noted that it is a pristine environmental area with unique fauna and animal species, and it is identified through a Pennsylvania Natural Diversity Index Study. It is recommended that the area have limited development so it does not take away from the environmental issues.
- * Page 10.3, Goal 2, Objective A, Strategy - Mr. Marwah asked Mr. Bob Kipp to explain what needs to be done to restrict inappropriate land uses. Mr. Kipp noted that a rural resource area is defined in the MPC. A development must be considerate of the environment. Mr. Marwah asked how this is achieved. Mr. Kipp noted that you go to the next level and use a zoning overlay to protect particular areas. Mr. Rocca discussed the Rural Resource district, noting that Council should first discuss the broad concept and then, if in agreement, decide if it should be applicable to the western most part of the Borough. It was noted that all terms are defined in the Appendix. Lot sizes in a Rural Resource district are typically five acres or more. There was then some discussion regarding the placement of an industrial area near a Rural Resource district and the possibility of using Sewickley Creek as a natural barrier between the two areas. There was also discussion regarding the proposed "purple zone" near I-79. Mayor Clark suggested that current property owners be permitted to comment. There was discussion and agreement to add the words "if feasible" at the beginning of the strategy.
- * Page 10.3, Goal 2, Objective B, Strategies - There was discussion and agreement to add the words "if feasible" at the beginning of each strategy. Mayor Clark suggested that Mr. Bob Kipp go back through and make these statements more generic showing that they are a possible action for Council to consider.
- * Ms. Denise Rose of the E.A.C. suggested looking at the current land use and what kind of development should take place.
- * Mr. Frank Libson, former Council President, noted that Council is bogged down with excessive detail and the Comprehensive Plan is just a guide. The detail should be in the ordinance.
- * Mayor Clark stated that the entire plan should be more general. The specificity is causing a lot of angst. Ms. Burkardt stated that the strategies and facilitators are things that will help the Planning Commission work toward the goals. The goals should be the overall goals of the Borough and the direction in which the Borough will go. A discussion followed and it was decided that Mr. Bob Kipp would review the entire plan and change action words to be more generic.
- * Page 10.4, Goal 2, Objective C - Mr. Don Kaelin and Mr. Curt Kaelin asked if "acquire" meant the use of eminent domain. Council indicated that it did not.
- * Page 10.4, Goal 3 - Mr. Karl Sieg stated that the plan should state how the Borough defines "rural character". Mr. Kipp stated that they looked at former farms that are no longer being farmed, large tracts of land and undeveloped areas and active farms. A discussion then followed.
- * Mayor Clark left the meeting at this time to respond to a fire call (8:27 p.m.).
- * Page 10.4, Objective B, Strategy - Replace the word "require" with "include".
- * Page 10.5, Objective C, last line - Mr. Marwah stated that the last line is too specific. It was agreed to replace the word "define" with the word "influence".
- * Mr. Bill Kipp of the E.A.C. noted that there was a good definition of "rural character" on page 2.1 of the bound copy of the Comprehensive Plan draft.
- * Mr. Rocca commented on using natural features to divide zoning districts. He noted that a small lot (1/2 acre) should not be divided into two separate zoning districts.
- * Page 10.5, Objective C, Strategy 3 - Replace the word "require" with "consider".
- * Page 10.5, Objective D - This is a repetition of Objective C on page 10.4; they should be combined or one should be deleted. Mr. Quatchak noted that some strategies are similar from one chapter to another. It is not meant to be redundant; it is to show that the same action is helped to achieve more than one goal. He stated the difference between the two objectives noted above. There was then a discussion regarding open space.
- * Page 10.5, Objective D - Replace the word "Secure" with "Encourage".
- * Page 10.5, Objective D, Strategy - Delete "and begin to acquire additional open space."
- * Page 10.5, Goal 4 - Add the word "residential" after high-density. The same change should be made under Objective A after high-intensity.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, JUNE 28, 2006**

- * Page 10.5, Goal 4 - Several Council members expressed their concerns regarding the proposed "purple zone" and also their concerns for the current residents in the area. Mr. Quatchak reviewed the current uses in the proposed "purple zone" and the need for cohesiveness in this area. He stated that there should be sidewalks in this area and there could also be cooperative efforts between developments. In this area there are parcels in size from 1/2 acre to 150 acres. Mr. Quatchak expressed his concern that the Comprehensive Plan will become so watered down that essentially it will be a lifeless document that sits on the shelf; you can't measure accountability, and you can't say that you met your goals. Mr. Rocca stated that the Plan is Council's responsibility.
- * Mayor Clark returned to the meeting at this time (9:25 p.m.).
- * Ms. Rose Randolph attended the May 22, 2006 special meeting and had requested that Council consider changing the zoning on the 70 acres she owns off of Pauloski Road that is also adjacent to Interstate 279. She was present this evening to ask Council once again to consider the rezoning of her property. Council noted that many other single-family developments are located along the interstate.
- * Page 10.5, Goal 4 - Ms. Burkardt asked Mr. Quatchak if light industrial was included because it should be moved from other areas or because it is needed in this area. Mr. Quatchak stated that both apply and he then provided an explanation. Council again reiterated their concerns regarding this Goal and the "purple zone".
- * Mayor Clark suggested that Mr. Bob Kipp prepare a redraft. It was also suggested that everyone provide Mr. Kipp with all editing comments. Mrs. Creese concurred and stated that another meeting would need to be scheduled to continue the discussion of Chapter 10.
- * Mayor Clark stated that Council made a decision not to rush through the process. They want to get to a comfort level where the Plan best reflects the thinking of everybody. At that point, Council will decide with whom they need to talk to figure out how to implement the suggestions within the plan.

The next meeting will be held Wednesday, August 9, 2006 at 7:00 p.m. to continue the discussion of Chapter 10.

MOTION TO ADJOURN - Mr. Lawrence moved to adjourn the meeting, seconded by Mr. Marwah and carried unanimously. The meeting adjourned at 10:00 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JUNE 21, 2006**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, June 21, 2006 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Pledge of Allegiance

President Martha Creese called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, Presidentpresent
Richard H. Hartmanpresent
Jane A. Hopey, Second Vice Presidentpresent
James W. Lawrence, Vice President.....present
Ash K. Marwahpresent
Junior Councilperson Mollie Rosenzweigabsent
Mayor G. Reynolds Clarkabsent*
*(Mayor Clark left the pre-meeting for a fire call)

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

M. Janet Burkardt, Law Offices of Ira Weisspresent

STAFF:

Don Dorsch, Chief of Police.....present
Cathy Krummert, Borough Secretary.....present
Ronald Merriman, Superintendent of Public Worksabsent*
*(Mr. Merriman left the pre-meeting for a fire call)
Lisa Groff, Borough Treasurer.....present
Tim Phillips, Building Inspector/Zoning Officerpresent
Ambrose Rocca, Borough Managerpresent
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Directorpresent

APPROVAL OF THE MINUTES - Mrs. Coombs noted that the June 7, 2006 work session minutes incorrectly listed her as "Mr." in one section. Mrs. Hopey moved the minutes of the May 10, 2006 special meeting, the May 17, 2006 pre/post meeting the May 17, 2006 regular meeting, the June 7, 2006 special meeting and the June 7, 2006 work session be approved, seconded by Mr. Lawrence and carried unanimously.

TREASURER'S REPORT - Mrs. Groff reported May 2006 receipts totaled \$799,974 and May 2006 expenditures totaled \$522,678. Year-to-date receipts totaled \$3,107,224 and year-to-date expenditures totaled \$1,938,601. Mrs. Coombs moved the Treasurer's Report be accepted as read, seconded by Mr. Marwah and carried unanimously.

POLICE REPORT - Chief Dorsch read the Police Report and activity report for the month of May 2006. Chief Dorsch noted that the Borough received a letter from the Ingomar Middle School thanking the Borough and Police Department for conducting a "Fatal Vision Alcohol Awareness" program for the eighth graders at Ingomar Middle School. The police department educated the students on drunk driving and allowed them to wear fatal vision goggles while driving a golf cart supplied by Clover Hill Golf Course. It is the hope that educating students early regarding drunk driving will plant a seed for the future. Mrs. Coombs recommended the Police Report be filed with the Police Secretary.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JUNE 21, 2006**

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for May 2006. Mr. Phillips issued 37 permits and collected \$18,132.00 in fees. Total value of construction was \$2,794,062.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on May 17, 2006 to discuss personnel matters regarding the police department, police department hiring and Clover Hill Golf Course and on June 7, 2006 to discuss potential litigation, a personnel matter, litigation regarding Carriage Lane and professional services.

COMMENTS FROM THE FLOOR

Mr. Andrew Hrishenko, 1632 Carriage Lane - Mr. Hrishenko had requested to be placed on the agenda to present his evidence showing that he and several other property owners own Carriage Lane. When Mr. Hrishenko indicated that his presentation would take at least one-half hour, Mr. Rocca and Mrs. Creese suggested that he submit his information for the Borough to review. After some further discussion with Mr. Hrishenko it was agreed that he would submit his information in writing for Council to review, and then a meeting will be scheduled with Mr. Hrishenko, other interested property owners, some members of Council and staff. Mr. Rocca will call Mr. Hrishenko to schedule the meeting.

Ms. Susan Duffy, 1624 Carriage Lane - Ms. Duffy informed Council that she had summarized in writing the encounters on Carriage Lane over the years. Ms. Duffy was directed to provide Council with her summary and she was invited to attend the meeting when it is scheduled.

Mr. Bill Harris and Mrs. Martha Harris - Mr. and Mrs. Harris had signed in to address Council regarding the Carriage Lane matter. Because they were also invited to attend the future meeting, they made no comment tonight.

Mr. Hartman requested that the solicitor review the deed(s) mentioned by Mr. Hrishenko this evening. Ms. Burkardt also stated that she would ask that the Borough Engineer's surveyor also review them.

Mr. Matt Matesic, 2633 Glenchester Road - Mr. Matesic asked Council two questions pertaining to Mr. Founds' accessory use building on Glenchester Road: 1) How has the solicitor advised Council to proceed now that the Zoning Hearing Board denied Mr. Matesic's appeal, allowing the construction of the accessory use building? 2) What section of the Code of the Borough of Franklin Park permits basketball courts? Ms. Burkardt reviewed the solicitor's opinion that the Borough should take no further action regarding this matter. Ms. Burkardt and Mr. Matesic also discussed their interpretations of the Code regarding whether or not a basketball court is permitted. Ms. Burkardt advised Mr. Matesic that he could appeal the Zoning Hearing Board's decision to the Court of Common Pleas.

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. Hartman and carried unanimously.

RANDALL K. BEALS CONDITIONAL USE APPLICATION, NICHOLSON ROAD - Mrs. Creese 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. Beals was present and stated that he owns 8 1/2 acres on Nicholson Road, and he intends to build a home on the property next year. He is requesting approval to construct a 30'x40' pole type storage building for the storage of classic cars, quads, tractor, as well as building materials for the construction of his home. The Planning Commission approved the conditional use application with the conditions listed on Mr. Phillips' Staff Report. The neighbors of the property were notified of this application. Mr. Marwah moved approval be granted for the Conditional Use Application filed by Randall K. Beals 2377 Oakview Drive, for the construction of a 1,200 square foot residential garage in the R-1 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated June 5, 2006, seconded by Mr. Hartman and carried unanimously.

ORDINANCE NO. 543-2006, GRADING OF LAND - Mr. Hartman moved Ordinance No. 543-2006 regulating the grading of land within the Borough, be enacted, seconded by Mr. Marwah and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JUNE 21, 2006**

INTRODUCE ORDINANCE NO. 544-2006 - Ms. Burkardt introduced Ordinance No. 544-2006 amending Chapter 212-5 and 212-24 of the 1996 Code of the Borough of Franklin Park to permit essential/commercial communications towers on municipal property of greater than 75 acres in the R-1 zoning district. This ordinance will be properly advertised for enactment at a future meeting.

SPRING RIDGE PLAN OF LOTS, FINANCIAL SECURITY AGREEMENT REDUCTION - Mrs. Hopey moved the Financial Security Agreement in the amended amount of \$1,767,516.32 issued by Sky Bank for the Spring Ridge Plan of Lots, be reduced by \$392,833.39 leaving a balance of \$1,374,682.93, in accordance with the Borough Engineer's recommendation letter dated June 2, 2006, seconded by Mr. Lawrence and carried.

MUTUAL AID AGREEMENT - Mrs. Coombs moved to approve the Mutual Aid Agreement with the respective municipalities listed in the Agreement to enter into joint contracts for police, fire, public works and all other mutual aid assistance, seconded by Mr. Lawrence and carried unanimously.

PERSONNEL PAY AND CLASSIFICATION STUDY, MEMORANDUM OF AGREEMENT - Mr. Lawrence moved to approve the Memorandum of Agreement with Public Sector Personnel Consultants in the amount not to exceed \$11,500 to conduct a Personnel Pay and Classification Study, seconded by Mr. Marwah and carried unanimously.

BOROUGH MANAGER - Mr. Rocca reported on the following: 1) The planning consultant hired for the comprehensive plan is now billing at an hourly rate. Mr. Rocca stated that there should be an addendum to the agreement, and he will meet with the consultant to negotiate a lump sum. 2) The Borough has received a donation for the Scholarship Golf Outing from the North Hills Christian School. This donation also entitles the school to place an ad in the Borough Newsletters. Because the school is a religious organization, Mr. Rocca wanted to point it out to Council for their input. The solicitor will review this matter.

FATAL VISION ALCOHOL AWARENESS PROGRAM AT THE INGOMAR MIDDLE SCHOOL - Mrs. Creese noted that the letter received from Ingomar Middle School was a wonderful letter of commendation for the police department. The school was very pleased with the program and the students' response. Mrs. Creese commended the police department. Mr. Lawrence stated that it is great to see that the students were so responsive to all the problems in the world today. He asked Chief Dorsch to tell the officers that they should be applauded.

CHIEF OF POLICE

* Chief Dorsch announced that last week several cars were broken into in the Northmont Farms Plan. He also noted that the other night a car was broken into in the Ramblewood Plan and they also went into two homes while the residents were sleeping and stole money and merchandise. This information has been emailed to the homeowners associations and it has been posted on the Borough web site. Chief Dorsch asked that residents lock their cars, set their alarms, keep lights on and not leave items laying around. He encouraged everyone to keep an eye out and call the police if they see or hear anything.

BUILDING INSPECTOR/ZONING OFFICER

* The Planning Commission met last night to review a pre-application by JGD Partnership for a five-building office park in the area of Wexford Bayne Road and Nicholson Road. The official application is expected to be submitted for Planning Commission approval in August.

PARKS & RECREATION DIRECTOR

* Mr. Watenpool reminded everyone of the following events coming up this weekend:
Friday, June 23 - Movies in the Park (March of the Penguins)
Saturday, June 24 - Car Cruise and BBQ
Sunday, June 25 - Festival in the Park

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JUNE 21, 2006**

GOLF COURSE SUPERINTENDENT/MANAGER

- * Mr. Schweitzer reported that things are going good at the course. Conditions are very good, although play is down due to rain.
- * They are completing landscaping at the municipal building and the fire stations. They will focus on the Blueberry Hill Park this week in preparation for the events.
- * They will be working on the new irrigation system for the multi-purpose field at Blueberry Hill Park to facilitate grass growth.

MOTION TO ADJOURN - Mr. Hartman moved to adjourn the meeting, seconded by Mr. Marwah and carried unanimously. The meeting adjourned at 9:02 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 18

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JULY 19, 2006**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, July 19, 2006 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Pledge of Allegiance

President Martha Creese called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, Presidentpresent
Richard H. Hartman.....present
Jane A. Hopey, Second Vice President.....absent
James W. Lawrence, Vice President.....present
Ash K. Marwahpresent
Junior Councilperson Mollie Rosenzweigabsent
Mayor G. Reynolds Clarkpresent

ENGINEER:

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

SOLICITOR:

M. Janet Burkardt, Law Offices of Ira Weisspresent

STAFF:

Don Dorsch, Chief of Police.....present
Cathy Krummert, Borough Secretary.....present
Ronald Merriman, Superintendent of Public Workspresent
Brienne Morris, Assistant Parks & Recreation Directorpresent
Tim Phillips, Building Inspector/Zoning Officerpresent
Ambrose Rocca, Borough Managerpresent
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Director.....absent

Mayor Clark noted that Mrs. Hopey was absent due to a death in the family.

APPROVAL OF THE MINUTES - Mr. Hartman moved the minutes of the June 21, 2006 pre/post meeting, the June 21, 2006 regular meeting and the July 5, 2006 work session be approved, seconded by Mr. Marwah and carried unanimously.

TREASURER'S REPORT - Mr. Rocca reported June 2006 receipts totaled \$771,485.15 and June 2006 expenditures totaled \$308,077.12. Year-to-date receipts totaled \$3,878,485.15 and year-to-date expenditures totaled \$2,246,678.41. Mrs. Coombs 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 June 2006. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for June 2006. Mr. Phillips issued 40 permits and collected \$31,902 in fees. Total value of construction was \$4,272,259.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on June 21, 2006 to discuss personnel and on July 5, 2006 to discuss personnel.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JULY 19, 2006**

COMMENTS FROM THE FLOOR - None

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. Hartman and carried unanimously.

KIRSTEIN PLAN OF LOTS, WEXFORD RUN ROAD - Mr. Marwah moved preliminary and final approval be granted for the Kirstein Plan of Lots, submitted by Thomas & Carol Kirstein, for a lot line revision between the properties located at 2518 and 2520 Wexford Run Road in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated July 17, 2006, and the letter from W.E.C. Engineers dated July 13, 2006, seconded by Mr. Lawrence and carried unanimously.

BAIRD-PUNIAK PLAN OF LOTS, MCALEER ROAD - Mr. Lawrence moved preliminary and final approval be granted for the Baird-Puniak Plan of Lots, submitted by John Baird & Tammie Puniak, to subdivide 5.079 acres into 5 lots for single family homes, located at 2231 McAleer Road in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated July 18, 2006, and the letter from W.E.C. Engineers dated July 13, 2006, seconded by Mr. Hartman and carried unanimously.

ORDINANCE NO. 544-2006 ESSENTIAL COMMUNICATIONS TOWERS ON MUNICIPAL PROPERTY - Mr. Marwah moved Ordinance No. 544-2006 amending Chapter 212-5 and 212-24 of the 1996 Code of the Borough of Franklin Park to permit essential/commercial communications towers on municipal property of greater than 75 acres in the R-1 zoning district, be enacted, seconded by Mr. Lawrence and carried unanimously.

ACCEPT RESIGNATION OF LISA GROFF, BOROUGH TREASURER - Mr. Lawrence moved to accept the resignation of Lisa A. Groff effective July 7, 2006, seconded by Mr. Hartman and carried unanimously.

NORTHLAND LIBRARY, QUARTERLY PAYMENT - Mrs. Coombs moved the Treasurer's office be authorized to prepare a check in the amount of \$59,321.75 payable to Northland Library for the 3rd quarter payment of 2006, seconded by Mr. Lawrence and carried unanimously.

HERITAGE UNITED PRESBYTERIAN CHURCH, RELEASE LETTER OF CREDIT - Mr. Hartman moved to release Letter of Credit No. 05-06 in the amended amount of \$30,119.59 issued by Iron and Glass Bank for the Heritage Presbyterian Church, in accordance with the Borough Engineer's recommendation letter dated July 13, 2006, seconded by Mr. Marwah and carried unanimously.

RESOLUTION NO. 915-2006, AMENDING & REVISING THE SCHEDULE OF FEES - Ms. Burkardt summarized Resolution No. 915-2006. Mr. Lawrence moved Resolution No. 915-2006 amending and revising the schedule of fees per Borough ordinances to establish rental fees for the gazebo at Blueberry Hill Park and reducing the Bear Run Sewer tap in fee to \$2,429.00, be adopted, seconded by Mr. Hartman and carried unanimously.

AMEND AGREEMENT WITH REMINGTON VERNICK FOR COMPREHENSIVE PLAN - Mr. Marwah moved to approve the Amendment Agreement for Professional Services with Remington & Vernick Engineers, increasing the total contract amount from \$12,000 to \$17,000 for the Comprehensive Plan, seconded by Mrs. Coombs and carried unanimously.

RESOLUTION NO. 916-2006, DEDICATION OF REAL PROPERTY FROM CLOVER HILLS ASSOCIATES (adjacent to Clover Hill Golf Course) - Ms. Burkardt summarized Resolution No. 916-2006. Mr. Hartman moved Resolution No. 916-2006 accepting the dedication of real property from Clover Hills Associates, be adopted, seconded by Mr. Marwah and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JULY 19, 2006**

BOROUGH MANAGER - Mr. Rocca noted that the Borough transferred the sanitary sewers to MTSA and has worked out most of the details. They are working on finalizing procedures for the deduct meters. Currently deduct meters are read by ALCOSAN and customers receive a credit each quarter. ALCOSAN charges \$110 for this service. MTSA reads their meters once each year in October and customers receive an annual credit. A total of 41 customers currently have deduct meters. We hope to have the details worked out within the next week, and letters will then be sent to the customers. It has been the Borough's policy that no customer should be penalized as a result of the sewer transfer.

COUNCILMAN HARTMAN - Mr. Hartman stated that he believed the property donated by Clover Hill Associates was originally donated to the Borough several years ago by developer Al Thomson. Mr. Thomson developed Northmont Farms, Hunters Point and other developments in the area.

COUNCILMAN MARWAH - Mr. Marwah complimented the borough staff and everyone who participated in the Scholarship Golf Outing on July 17. He stated that it was a tremendous success.

COUNCILWOMAN CREESE - Mrs. Creese commended Mayor Clark and the members of the Franklin Park Volunteer Fire Company for visiting Mr. Charles Thoerner at the Masonic Nursing Home to deliver cards and letters on his 90th birthday. Mr. Thoerner was the first mayor of Franklin Park and he is the oldest member of the fire company.

ASSISTANT PARKS & RECREATION DIRECTOR

- * Ms. Morris announced the following programs:
 - July 28 - Movies in the Park
 - July 29 - Special Needs Family Fun Day

GOLF COURSE SUPERINTENDENT/MANAGER

- * Mr. Schweitzer reminded everyone about the Franklin Park Borough Golf Outing to be held on September 16, 2006 at the Clover Hill Golf Course.

MOTION TO ADJOURN - Mr. Hartman moved to adjourn the meeting, seconded by Mr. Marwah and carried unanimously. The meeting adjourned at 8:22 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, AUGUST 9, 2006**

A special meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, August 9, 2006 at 7:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Martha Creese called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombspresent
Martha A. Creese, Presidentpresent
Richard H. Hartmanpresent
Jane A. Hopey, Second Vice Presidentpresent
James W. Lawrence, Vice Presidentpresent
Ash K. Marwahpresent
Mayor G. Reynolds Clarkpresent

ENVIRONMENTAL ADVISORY COUNCIL:

William Kipp, Chairpersonpresent
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HISTORICAL COMMITTEE:

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M. Janet Burkardt, Law Offices of Ira Weisspresent
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COMPREHENSIVE PLAN CONSULTANT:

Robert Kipp, Remington, Vernick and Beach Engineerspresent

STAFF:

Cathy Krummert, Borough Secretarypresent
Tim Phillips, Building Inspector/Zoning Officerpresent
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CHAPTER 10 - LAND USE

Mrs. Creese asked Mr. Quatchak to take each section and explain very briefly the goals, objectives and strategies. We will then have audience input on that particular issue only and then allow Council enough time to consider and come to a decision. Mr. Quatchak started with Goal 4 where we left off at the last meeting. He noted that there was a typographical error in the last draft so that is why there is a revision. It is an acknowledgment of the requirement of the MPC that the Borough provide a location for all these types of activities somewhere in the Borough. They added the last 3 words, cohesive land use district. This is the area that has historically been developing that way. For the specific strategies, this is attempting to list some of the things that could occur in that district. It simply says to create an area for higher density residential mixed-use development somewhere in that interstate area. The intention of the second point was not to get specific. We could define what is appropriate in that area and then the developer could decide what to build based on market forces. This does not say that all of those uses are permitted anywhere in the interstate district. Development would be subject to appropriate minimum lot sizes and Mr. Quatchak cited some examples.

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Mr. Marwah stated that the future land use map that goes with chapter 10, in the interstate area there is a large green area showing agriculture on the east side of 79 that is currently zoned M2 or R3. If we approve this Comprehensive Plan that means that we are saying that in the future we will consider changing that zoning to agriculture. Mr. Quatchack stated that it means there is a farm there now and we are not in the position to tell that farmer that they may or may not remain in the future. Mr. Marwah stated that throughout the map and Plan we are proposing to lower the zoning for certain properties.

Mr. Quatchak indicated that he would have to see where in the Comprehensive Plan we are suggesting that. He reminded everyone that it is how the land is being used now and how we see it being used in the future. This is not a zoning map because that is not a function of the Comprehensive Plan. Mr. Marwah stated that we have zoning for that area and if we approve the Comprehensive Plan we are saying that we will consider changing the zoning. Agriculture zoning is less than M2 or R3 and properties would be devalued. Several members of council pointed out that the 1992 proposed land use map differs greatly from the zoning map. Mrs. Creese stated that this Comprehensive Plan lays the foundation for possible zoning changes, but it is up to Council to implement changes at a later date. The land use map is a guideline. Mr. Lawrence stated that we keep confusing the Comprehensive Plan with zoning and everyone is getting confused. We need to start talking about the Comprehensive Plan and not zoning. A discussion regarding this subject then followed. Mr. Marwah stated that the introduction to chapter 10 starts with zoning and the Comprehensive Plan and zoning are intertwined. Mr. Rocca asked council to read the last bullet point on page 10.17 since it captures the essence of the relationship between the Comprehensive Plan and the zoning ordinance. Mr. Hartman noted that zoning is controlled by ordinance and not by the Comprehensive Plan. The MPC states that there should be a general consistency between Comprehensive Plan and the zoning ordinance. If not, Council can go back and amend the Comprehensive Plan. Ms. Burkardt stated that zoning should follow the goals of the Comprehensive Plan and she cited an example.

Mr. Quatchak stated that page 10.12 includes a definition of the interstate district, noting that all but two words are true today. This land use area is agricultural (Soergels and Kaelins), commercial (Waterfront Office Park and Carmody Court), office parks (Waterfront), high-density residential (Hunters Point and Fields of Nicholson), light industrial (left in by accident; was marked for deletion last time), and mixed-use development (new Curves building, Stone Mansion Restaurant and townhouses, Bruster's and Uni-Mart). Land in this category is located around the Interstate 79 Wexford interchange. Suggested permitted land uses in portions of this mixed-use area include: agriculture (same as above), commercial (same as above), office and office parks (same as above), light industrial (new), low-density residential (that is an acknowledgement of the Aldon Drive neighborhood as well as some of the other developments along Brandt School Road), and high-density (same as above). Since 1992 this area has been developing into such a land use pattern. This area currently contains a mixture of potentially conflicting, uncoordinated land uses. Mr. Quatchak stated that we are striving for a cohesive plan and he listed examples. Ms. Burkardt pointed out that light industrial was deleted in the wrong line; it should be under suggested permitted land uses. Light industrial is not in this area now. Add the words "may include" to suggested permitted land uses in portions of this mixed-use area. Mr. Junker stated that when Governor Rendell took office one of his first acts was to update the MPC. That is the link to smart growth that is mentioned at the beginning. The purpose of smart growth was to have conversations like we are having now to see how it will impact future zoning or land use. Mr. Quatchak had prepared a summary of anything related to the interstate zone that may appear in other chapters. He found that the interstate land use district is mentioned in 3 chapters of the plan: transportation, economic development and land use. Mr. Quatchak then reviewed the summary that he had provided to Council and the audience. Mr. Lawrence stated that he has a problem with the statement, "Focus future commercial and light industrial development in the Interstate 79 Wexford interchange area". The message that comes across is that we want industrial development in that area, as opposed to along Big Sewickley Creek Road. Mr. Lawrence has a problem when we start talking about commercial and light industrial, as well as higher density. It may or may not be desirable. The growth of Franklin Park is 80% single-family homes. Mr. Lawrence cautioned that the purple zone and wording might be a concern for some people. Mr. Lawrence suggested using medium and high use, not higher use.

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Mr. Rocca asked if we have to allow heavy industry. There was then a discussion regarding heavy and light industrial and if heavy industrial is currently a permitted use in the M3 zoning district. Mr. Lawrence stated that it should be left "as is". Council indicated that they do not want industrial in the interstate area, and they concurred to leave industrial in M3 where it is currently. Council also discussed and agreed to take light industrial out of the interstate district wording.

Ms. Rabold noted that the Big Sewickley Creek Valley is the most historic part of the Borough since many early settlers came in through this area from Sewickley. She noted that historic preservation is not compatible with industrial use. She asked Council to keep this in the back of their minds. One thing she really wants to do is to have a cultural and historical resources survey and she is starting to gather background info. The old Duff houses and the house in Linbrook Park date back to early 1800s. What would we be doing to the integrity of these sites? Mrs. Creese noted that Mrs. Rabold's point was well taken, but Council is faced with a dilemma. Mr. Lawrence discussed New England towns where factories blend into the community. He suggested the possibility of mandating certain architectural requirements for commercial buildings that are located within historic areas.

Page 10.7 - The proposal is to create areas for small-scale community focused businesses, and those would be Old Ingomar (West Ingomar and Rochester Roads), Five Points (Nicholson, Rochester and Locust Roads) and Bayne (Wexford Bayne, Rochester and Big Sewickley Creek Roads). The Planning Commission envisioned businesses, that it would be an asset to their business, to be located in an older farm home or closer frontage property. They could take advantage of current traffic driving by. The perfect example is Sweetwater Antiques on Nicholson Road in Ohio Township that is operating out of an older residential house. It would be similar to what Pine Township has done with the old Wexford Village concept. They have put in sidewalks, street trees and signage to try to show that this is the old original Wexford Village. Mr. Rocca reiterated his previous comments that village concepts are probably a good idea, but he would suggest that a circle delineate them so we do not get hung up on exactly where it would be located. He also previously noted that the Five Points area would be viewed as a down zoning and may take value away from those properties. We must be sensitive to this issue. Mrs. Creese noted that we would never de-value a resident's property.

Mr. Marwah suggested PRDs or housing for active adults. Mr. Kipp noted that the terms higher density housing are covered and if we start talking PRDs and zoning districts then we will really get into the zoning. Active adult housing is covered under medium density.

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Ms. Burkardt suggested and Mr. Kipp indicated that he would include the word "retail" on page 10.7 under commercial.

Council had previously discussed protecting the residential area on Aldon Drive. Mr. Rocca noted that Council is identifying broad concepts to implement, and he asked Council to consider if they want to do that. He expressed his frustration because this plan is before Council and what he heard tonight is that there have been meetings that he and members of Council were not aware of. Council and the Manager should be invited to those meetings and their input should be included. There would be less controversy. Council is responding rather than being involved in the initial stage. It is important to work as a team. Mrs. Demma asked for clarification on Mr. Rocca's comments. Mr. Rocca stated that he was not included in any discussions before the public meeting. Mr. Rocca stated that it was mentioned previously that Aldon Drive should be part of the residential district, but it is not included in the plan. Mrs. Hopey commented that Council and the Planning Commission met and none of the remarks or input from Council was implemented into the plan. Mr. Rocca stated that it was said tonight that there had been a meeting in anticipation of tonight's meeting. He also stated that the land use committee should be included in any discussions that lead up to this meeting. Mr. Marwah commented that Mr. Rocca had written a letter dated February 2006 and none of the comments from his letter were incorporated in this plan. He asked everyone to review the letter again.

Mayor Clark stated that the reason that happened is because the map with the purple zone was produced and panicked everyone. He believes it was a fatal mistake and it should not have been brought into this process. Business owners and residents are afraid that this will be rammed down their throats. This has put Council and the Mayor in a bad position. It is the Borough's obligation to ensure that zoning is not changed for the convenience of the municipality or a business. He mentioned the YMCA that was built next to Mrs. Wolfarth's property on Nicholson Road. He would like to assure residents that when they buy property in a zoned area that they have 99% assurance that the zoning next door to them will not change. The Mayor and Council are trying to be responsive to the community and we need to get a document that is a guideline. Mayor Clark suggested leaving the commercial area on Big Sewickley Road where it is. Don't be concerned about commercial development on Big Sewickley Creek Road because there is not enough traffic volume.

Mayor Clark noted that we should keep an open mind, and he expressed his frustration regarding fine nitpicking. We need to move forward. He agreed that there was a lot of comments made at the one meeting that were not integrated in the plan. Mr. Kipp needs to put those comments in the plan. He appreciates the efforts of the citizens and Planning Commission, but the final responsibility for this plan belongs to the Mayor and Council. Having another 10 or 15 meetings and only making progress on three pages in two hours is exhausting. Mayor Clark blames it on the purple zone because it confuses everyone. He is sympathetic to the residents on Aldon Drive, but we have to be careful about how we address this area so someone cannot say that we protected a special area.

Mrs. Creese noted that it is the first responsibility of Council and the Mayor to protect the residents of the Borough. The error in zoning on Aldon Drive cannot be allowed to happen in these neighborhoods and residents should be protected. Mayor Clark suggested finishing the comments on chapter 10 and specific comments should be given to Mr. Kipp to be put in the plan, along with grammatical and editing comments. We can then work toward a final draft. Mr. Quatchak noted that Mr. Kipp does not implement individual comments that have not been presented to all. Mr. Kipp and Mr. Rocca should be told of recommended changes and all of Council should receive the proposed changes.

Mrs. Hopey asked if we are changing the future land use map (purple zone) since it is causing the problems and concerns. It was suggested that everyone put their thoughts on paper and give them to Mr. Kipp to prepare a revised draft for everyone to review. There was then a discussion on how to proceed. Mayor Clark suggested that rather than using very square lines and following plot plans on the map, we should consider putting a circle around the village areas. He also suggested putting a large circle around the purple zone rather than using a color and calling it an "interstate area". It can then be noted that we

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, AUGUST 9, 2006**

will discuss these areas further when we discuss zoning. Mr. Marwah stated that when Mr. Kipp is done, he should meet with Mr. Rocca and the land use committee (Mrs. Coombs and Mr. Marwah) to review it, iron out differences, then put them on paper, and put them before Council as a whole. Mayor Clark noted that he had some minor edits that he will give to Mr. Kipp. Mr. Kipp can then do as he has done in the past and mark these edits as "suggested deletion" or "suggested re-wording". Council can then review all of the proposed changes.

MOTION TO ADJOURN – Mr. Marwah moved to adjourn the meeting, seconded by Hartman and carried unanimously. The meeting adjourned at 8:47p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 5

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Richard H. Hartman.....present
Jane A. Hopey, Second Vice President.....present
James W. Lawrence, Vice President.....present
Ash K. Marwahpresent
Mayor G. Reynolds Clarkpresent

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WEDNESDAY, AUGUST 9, 2006**

Ms. Burkardt suggested and Mr. Kipp indicated that he would include the word "retail" on page 10.7 under commercial.

Council had previously discussed protecting the residential area on Aldon Drive. Mr. Rocca noted that Council is identifying broad concepts to implement, and he asked Council to consider if they want to do that. He expressed his frustration because this plan is before Council and what he heard tonight is that there have been meetings that he and members of Council were not aware of. Council and the Manager should be invited to those meetings and their input should be included. There would be less controversy. Council is responding rather than being involved in the initial stage. It is important to work as a team. Mrs. Demma asked for clarification on Mr. Rocca's comments. Mr. Rocca stated that he was not included in any discussions before the public meeting. Mr. Rocca stated that it was mentioned previously that Aldon Drive should be part of the residential district, but it is not included in the plan. Mrs. Hopey commented that Council and the Planning Commission met and none of the remarks or input from Council was implemented into the plan. Mr. Rocca stated that it was said tonight that there had been a meeting in anticipation of tonight's meeting. He also stated that the land use committee should be included in any discussions that lead up to this meeting. Mr. Marwah commented that Mr. Rocca had written a letter dated February 2006 and none of the comments from his letter were incorporated in this plan. He asked everyone to review the letter again.

Mayor Clark stated that the reason that happened is because the map with the purple zone was produced and panicked everyone. He believes it was a fatal mistake and it should not have been brought into this process. Business owners and residents are afraid that this will be rammed down their throats. This has put Council and the Mayor in a bad position. It is the Borough's obligation to ensure that zoning is not changed for the convenience of the municipality or a business. He mentioned the YMCA that was built next to Mrs. Wolfarth's property on Nicholson Road. He would like to assure residents that when they buy property in a zoned area that they have 99% assurance that the zoning next door to them will not change. The Mayor and Council are trying to be responsive to the community and we need to get a document that is a guideline. Mayor Clark suggested leaving the commercial area on Big Sewickley Road where it is. Don't be concerned about commercial development on Big Sewickley Creek Road because there is not enough traffic volume.

Mayor Clark noted that we should keep an open mind, and he expressed his frustration regarding fine nitpicking. We need to move forward. He agreed that there was a lot of comments made at the one meeting that were not integrated in the plan. Mr. Kipp needs to put those comments in the plan. He appreciates the efforts of the citizens and Planning Commission, but the final responsibility for this plan belongs to the Mayor and Council. Having another 10 or 15 meetings and only making progress on three pages in two hours is exhausting. Mayor Clark blames it on the purple zone because it confuses everyone. He is sympathetic to the residents on Aldon Drive, but we have to be careful about how we address this area so someone cannot say that we protected a special area.

Mrs. Creese noted that it is the first responsibility of Council and the Mayor to protect the residents of the Borough. The error in zoning on Aldon Drive cannot be allowed to happen in these neighborhoods and residents should be protected. Mayor Clark suggested finishing the comments on chapter 10 and specific comments should be given to Mr. Kipp to be put in the plan, along with grammatical and editing comments. We can then work toward a final draft. Mr. Quatchak noted that Mr. Kipp does not implement individual comments that have not been presented to all. Mr. Kipp and Mr. Rocca should be told of recommended changes and all of Council should receive the proposed changes.

Mrs. Hopey asked if we are changing the future land use map (purple zone) since it is causing the problems and concerns. It was suggested that everyone put their thoughts on paper and give them to Mr. Kipp to prepare a revised draft for everyone to review. There was then a discussion on how to proceed. Mayor Clark suggested that rather than using very square lines and following plot plans on the map, we should consider putting a circle around the village areas. He also suggested putting a large circle around the purple zone rather than using a color and calling it an "interstate area". It can then be noted that we

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will discuss these areas further when we discuss zoning. Mr. Marwah stated that when Mr. Kipp is done, he should meet with Mr. Rocca and the land use committee (Mrs. Coombs and Mr. Marwah) to review it, iron out differences, then put them on paper, and put them before Council as a whole. Mayor Clark noted that he had some minor edits that he will give to Mr. Kipp. Mr. Kipp can then do as he has done in the past and mark these edits as "suggested deletion" or "suggested re-wording". Council can then review all of the proposed changes.

MOTION TO ADJOURN – Mr. Marwah moved to adjourn the meeting, seconded by Hartman and carried unanimously. The meeting adjourned at 8:47p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 5

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, AUGUST 16, 2006**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, August 16, 2006 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Pledge of Allegiance

President Martha Creese called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, Presidentpresent
Richard H. Hartman.....present
Jane A. Hopey, Second Vice President.....present
James W. Lawrence, Vice President.....present
Ash K. Marwahpresent
Junior Councilperson Mollie Rosenzweigpresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

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

SOLICITOR:

Ira Weiss, Law Offices of Ira Weisspresent

STAFF:

Don Dorsch, Chief of Police.....present
Cathy Krummert, Borough Secretary.....present
Ronald Merriman, Superintendent of Public Workspresent
Brianna Morris, Assistant Parks & Recreation Directorpresent
Tim Phillips, Building Inspector/Zoning Officerpresent
Ambrose Rocca, Borough Managerabsent
Bill Schweitzer, Golf Course Superintendent.....absent
Jim Watenpool, Parks & Recreation Director.....present

APPOINT NEW JUNIOR COUNCILPERSON FOR 2006/2007 SCHOOL YEAR - Mrs. Coombs moved Kaitlyn Kirby be appointed as the Junior Councilperson for the 2006/2007 school year, seconded by Mr. Hartman and carried unanimously. Mayor Clark administered the Oath of Office to Miss Kirby and she took her seat at the council table.

SPECIAL RECOGNITION FOR MOLLIE ROSENZWEIG, OUTGOING JUNIOR COUNCIL PERSON - Mayor Clark read and presented Miss Rosenzweig with a Certificate of Recognition for her service as the fourth Junior Councilperson in the Borough. Mrs. Creese thanked Miss Rosenzweig for her year of service, and Mayor Clark wished her the best at Boston University.

APPROVAL OF THE MINUTES - Mr. Marwah moved the minutes of the May 22, 2006 special meeting, the May 31, 2006 special meeting, the June 28, 2006 special meeting, the July 19, 2006 pre/post meeting, the July 19, 2006 regular meeting and the August 2, 2006 work session be approved, seconded by Mr. Hartman and carried unanimously.

TREASURER'S REPORT - Mrs. Krummert reported July 2006 receipts totaled \$709,537.80 and July 2006 expenditures totaled \$357,420.87. Year-to-date receipts totaled \$4,588,246.82 and year-to-date expenditures totaled \$2,604,099.28. Mr. Lawrence moved the Treasurer's Report be accepted as read, seconded by Mr. Hartman and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
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POLICE REPORT - Mayor Clark read the Police Report and activity report for the month of July 2006. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for July 2006. Mr. Phillips issued 31 permits and collected \$21,641.00 in fees. Total value of construction was \$1,854,046.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on July 19, 2006 to discuss personnel and on August 2, 2006 to discuss personnel.

COMMENTS FROM THE FLOOR -

Dr. George Zubenko, 2498 Matterhorn Drive - Dr. Zubenko stated that he has lived in the Borough since 1991 and his street has not been resurfaced during this time. He asked how he would go about having his street resurfaced. Mrs. Creese stated that the Borough follows a paving cycle for Borough roads. Mr. Merriman noted that Matterhorn Drive is scheduled to be paved in 2009. He also noted that the paving cycle is 12-15 years, depending on the condition of the road. Council had viewed Matterhorn during the spring road tour, but found other roads were in worse condition. Mrs. Creese thanked Dr. Zubenko for his comments and noted that they would be considered.

Mr. Oscar Miller, 2406 Marble Lane - Mr. Miller noted that the reason he was addressing Council was because he received a letter from Mr. Rocca concerning a Consent Order approved by Mr. Rocca and Mrs. Creese pertaining to the Franklin Nursery. Mr. Miller provided Council with copies of documentation and pictures, and he proceeded to review the Court and Zoning Hearing Board proceedings over the past years regarding the Franklin Nursery. He stated that in his opinion the Consent Order should be re-examined, withdrawn and canceled. Mr. Weiss noted that this matter is before the Common Pleas Court and the Borough would not comment. He also noted that an application had been filed with the Zoning Hearing Board, and the Board would consider the application and arguments presented to them and make a decision.

Mrs. Martha Harris, 1625 Carriage Lane - Mrs. Harris noted that all residents of Carriage Lane received a letter from Mr. Rocca, and she stated that the way the letters were addressed was a real put down. One letter was addressed to Mr. and Mrs. White, and Mr. White had passed away several months ago. The letter Mrs. Harris received was addressed to William Harris and Ms. Martha Revocable. Mayor Clark suggested that the address information was most likely obtained from the Allegheny County deed records, and the addressing of the letters was not intended to slight anyone. Mrs. Creese apologized to Mrs. Harris for the error. Mrs. Harris also pointed out that at the meeting between the Borough and the Carriage Lane residents on July 17, 2006, a statement was made regarding ambulance, fire and police vehicles not being permitted to service Carriage Lane. Mayor Clark indicated that Mrs. Harris took his comments out of context regarding emergency vehicles. He stated that he was trying to point out that if there is a debate on who can and cannot use the lane, the Borough could have a liability by authorizing emergency vehicles to travel over the lane. He also stated that as long as he is fire chief and mayor, emergency vehicles will go back Carriage Lane. Mayor Clark explained that there are issues with some other private lanes that are very narrow, are overgrown or have a poor base, and it could be a difficult situation for a police car, fire truck or ambulance to travel over the lane. He gave an example of a private lane off Montgomery Road where the homeowner has already been told that a fire truck could not get to the home because of the construction of the road.

Ms. Susan Duffy, 1624 Carriage Lane - Ms. Duffy asked several questions regarding the Consent Order. Mr. Weiss indicated that these matters are in Common Pleas Court and before the Zoning Hearing Board, and he cautioned Council not to comment or respond to questions regarding this matter because the Borough's legal position could be adversely impacted. Ms. Duffy expressed her frustration that she could not ask questions at a public meeting and receive answers.

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BOROUGH COUNCIL REGULAR MEETING
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Mr. Andrew Hrishenko, 1632 Carriage Lane - Mr. Hrishenko stated that the residents are being shut out when it comes to discussing Carriage Lane, and secret meetings are being held. He stated that neither he nor his attorney were informed when the Consent Order was filed in front of Judge James. He asked Mr. Weiss to provide information regarding how much this matter has cost the Borough in legal fees. Mr. Hrishenko then asked Council to reconsider the Consent Order that was signed.

Ms. Mary Frances White, 1620 Carriage Lane - Ms. White asked how the residents of Carriage Lane can clear the overgrowth on Carriage Lane that is causing damage to their vehicles. The police were called when one of the residents previously tried to trim the overgrowth. Mrs. Creese stated that the Borough would look into this matter to see what can be done.

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

APPOINT CARL LATIMER JR., FULL-TIME POLICE OFFICER - Mr. Lawrence moved Carl Latimer Jr. of Pittsburgh be hired as a full-time Police Officer effective August 17, 2006, seconded by Mr. Hartman and carried unanimously. Mayor Clark administered the Oath of Office to Carl Latimer Jr. Mayor Clark stated that Carl was the second additional full-time officer hired this year.

INTRODUCE ORDINANCE NO. 545-2006, REDUCING SPEED LIMIT ON A PORTION OF NICHOLSON ROAD - Mrs. Creese introduced Ordinance No. 545-2006 reducing the speed limit on a portion of Nicholson Road, from Wexford Bayne Road to Pollar Drive. This ordinance will be properly advertised for enactment at a future meeting.

INTRODUCE ORDINANCE NO. 546-2006, ACCESSORY BUILDINGS AND STRUCTURES - Mrs. Creese introduced Ordinance No. 546-2006 amending Section 212-31B of the Franklin Park Code restricting the heights of residential accessory buildings and structures. This ordinance will be properly advertised for enactment at a future meeting.

INTRODUCE ORDINANCE NO. 547-2006, OHIO TOWNSHIP SANITARY SEWER AUTHORITY SERVICE AREA - Mrs. Creese introduced Ordinance No. 547-2006 authorizing the Ohio Township Sanitary Sewer Authority to service Parcel III of the David L. Vandervort Plan of Lots on Nicholson Road. This ordinance will be properly advertised for enactment at a future meeting.

RESIGNATION OF DUANE MORFORD FROM THE CIVIL SERVICE COMMISSION - Mr. Lawrence moved to accept the resignation of Duane Morford from the Civil Service Commission effective July 29, 2006, seconded by Mr. Hartman and carried unanimously. Mayor Clark noted that Dr. Morford was the senior pastor at the Ingomar United Methodist Church, and he has been reassigned to Greensburg. Dr. Morford still has a residence in the Borough, but he felt resigning was the proper thing to do since he will be spending most of his time in Greensburg. Mayor Clark indicated that Dr. Morford expressed his thanks for the opportunity to serve on the Civil Service Commission.

MAYOR CLARK - Mayor Clark addressed the audience and stated that tonight everyone saw what it is to be responsible for municipal government. He assured everyone that there is a process that must be followed, and the Borough must be careful how we handle decisions. Some people come to the meetings with a lot of passion regarding the issues they present, and he assured everyone that both he and the members of Council do listen. Mayor Clark stated that the Borough has to be very careful, especially when the courts are involved. If one wrong statement is made at a public meeting it can impact the entire Borough.

COUNCILWOMAN CREESE - Mrs. Creese noted that it is very difficult when she is being attacked and cannot respond. Mrs. Creese also welcomed Kaitlyn Kirby as the new Junior Councilperson and noted that Kaitlyn will have a great opportunity to involve and represent the youth of Franklin Park.

COUNCILMAN LAWRENCE - Mr. Lawrence congratulated Miss Kirby and wished her good luck.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, AUGUST 16, 2006**

CHIEF OF POLICE

- * Chief Dorsch thanked Council for hiring Carl Latimer.
- * The Chief also informed the audience that there was a daylight burglary on Monday on Wexford Run Road. The back door of the home was kicked in and small items were taken. He noted that there have been other incidents in neighboring municipalities. Chief Dorsch asked everyone to be cautious and keep an eye out for anything suspicious.

SUPERINTENDENT OF PUBLIC WORKS

- * Mr. Merriman noted that two new pickup trucks were delivered this week.
- * They are continuing with the paving projects.
- * Mayor Clark noted that a letter was received from a resident on James Drive thanking the Borough for all the work that has been done to slow down the traffic. Traffic has significantly reduced in number and speed.

BOROUGH ENGINEER

- * Mr. Nedzesky noted that the developer for the Scarlett Ridge Plan would be working on the improvements to the intersection of Traci Drive and Charles Wray Drive within the next two weeks or so.

PARKS & RECREATION DIRECTOR

- * There are 57 kids between the ages of 6-14 years old enrolled in the Ultimate Sports and Recreation Program being held at Blueberry Hill Park this week. Mr. Watenpool noted that this program has been very successful and he has received a lot of positive feedback.
- * Movies in the Park will be held on August 25 - the movie will be "Polar Express".
- * He is receiving many fall program registrations since the Fall Newsletter was mailed.

MOTION TO ADJOURN - Mr. Hartman moved to adjourn the meeting, seconded by Mr. Lawrence and carried unanimously. The meeting adjourned at 9:00 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 20, 2006**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, September 20, 2006 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Pledge of Allegiance

President Martha Creese called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, Presidentpresent
Richard H. Hartman.....present
Jane A. Hopey, Second Vice President.....present
James W. Lawrence, Vice President.....present
Ash K. Marwahpresent
Junior Councilperson Mollie Rosenzweigpresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

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

SOLICITOR:

M. Janet Burkardt, Law Offices of Ira Weisspresent

STAFF:

Don Dorsch, Chief of Police.....absent
Walt Healy, Police Sergeant.....present
Cathy Krummert, Borough Secretary.....present
Ronald Merriman, Superintendent of Public Workspresent
Tim Phillips, Building Inspector/Zoning Officerpresent
Ambrose Rocca, Borough Managerpresent
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Director.....present

APPROVAL OF THE MINUTES - Mrs. Coombs moved the minutes of the August 16, 2006 pre/post meeting, the August 16, 2006 regular meeting and the September 6, 2006 work session, be approved, seconded by Mr. Hartman and carried unanimously.

TREASURER'S REPORT - Mr. Rocca reported August 2006 receipts totaled \$434,114.88 and August 2006 expenditures totaled \$415,783.42. Year-to-date receipts totaled \$5,022,361.70 and year-to-date expenditures totaled \$3,019,882.70. Mrs. Hopey 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 August 2006. Mrs. Coombs recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for August 2006. Mr. Phillips issued 31 permits and collected \$24,731.00 in fees. Total value of construction was \$2,264,441.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that executive sessions were held on August 16, 2006 to discuss litigation and on September 6, 2006 to discuss police arbitration and litigation.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 20, 2006**

STATEMENT REGARDING MATTERS INVOLVED IN LITIGATION - Mrs. Creese made the following statement, "The policy of Council is to refrain from commenting on these matters. The reason for that is that public comments have a very negative impact on the Borough's legal position when the matter is still pending in court. We have an obligation to act in the best interest of the Borough and all of the residents, even though some of you obviously disagree. This is consistent with any municipality. No municipality debates issues that are in court. We can disagree, but public debate is not going to happen here at these Council meetings."

COMMENTS FROM THE FLOOR -

Ms. Mary Frances White, 1620 Carriage Lane - Mrs. White was present last month to ask how the residents of Carriage Lane can clear the overgrowth on Carriage Lane that is causing damage to their vehicles. Mrs. Creese indicated that she had driven back Carriage Lane and did not have any problem, but she will look at it again. Mrs. White also informed Council of an incident last summer involving her son and an employee of the Franklin Nursery when the police were called. Mrs. Creese asked that Council be provided with a copy of the police report to look into the incident.

Mr. Oscar Miller, 2406 Marble Lane - Mr. Miller provided Council with pictures of the Franklin Nursery and then proceeded to ask questions pertaining to the Franklin Nursery. Mrs. Creese reminded Mr. Miller of the statement she made earlier and explained that the Borough cannot comment on matters in litigation. Mayor Clark noted Mr. Miller was putting Council in a very difficult situation, because he knows that they cannot answer his questions. Mr. Miller then continued to comment on his service and his family's service in the Borough.

Mrs. Martha Harris, 1625 Carriage Lane - Mrs. Creese stated that Council could only discuss matters that are not in litigation. Mrs. Harris indicated that she wanted to discuss the big trucks and the hazard they bring to the road. She also expressed her concern that emergency vehicles will not travel back Carriage Lane when called. Mrs. Creese noted that Mayor Clark assured Mrs. Harris at the last meeting that emergency vehicles would get through. Mrs. Creese also assured Mrs. Harris this evening.

Mr. Bill Harris, 1625 Carriage Lane - Mr. Harris noted that he and his wife have lived in and supported the Borough for 51 years. He asked the Borough to read the residents' deeds and end this situation.

Ms. Susan Duffy, 1624 Carriage Lane - Ms. Duffy stated that there is an animosity going on between the residents and the Borough. She stated that the residents are not here to badger the Borough; they are here for answers. She then asked questions pertaining to Carriage Lane and the Franklin Nursery. Mr. Rocca provided a procedural answer, but noted that he could not comment further. Mrs. Creese informed Ms. Duffy that she should be asking her lawyer these questions. Ms. Burkardt concurred that Ms. Duffy is in an adversarial position to the Borough with pending litigation to the Commonwealth Court, and the Borough cannot discuss the matters of this case with an adversarial party that is represented by counsel. Until the litigation is over, the Borough cannot comment.

Mr. Andrew Hrishenko, 1632 Carriage Lane - Mr. Hrishenko wanted to discuss the taxes on a piece of property owned by the Franklin Nursery. Mrs. Creese reminded him that the Borough could not comment. Mr. Rocca indicated that the Franklin Nursery was not violating any Borough ordinances; therefore, the Borough cannot take any action regarding this matter. Mr. Hrishenko continued to discuss matters pertaining to Carriage Lane and the Franklin Nursery. He was repeatedly told that the Borough would not make any comment.

Mrs. Rose Randolph, 3001 Shepard Lane - Mrs. Randolph was present to discuss the volume of the loud speaker used at Blueberry Hill Park to announce football games. Mr. Rocca noted that the Borough has set the volume, and the football association has been instructed not to change it. The Borough will issue a warning that if they do not control the volume, the loud speaker will be turned off.

APPROVAL OF THE BILLS - Mr. Marwah 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.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 20, 2006**

ORDINANCE NO. 545-2006, REDUCING SPEED LIMIT ON A PORTION OF NICHOLSON ROAD -

Ms. Burkardt summarized Ordinance No. 545-2006. Mr. Hartman moved Ordinance No. 545-2006 reducing the speed limit on a portion of Nicholson Road, from Wexford Bayne Road to Pollar Drive, be enacted, seconded by Mr. Marwah and carried unanimously. Mayor Clark noted that the Borough has been working with PennDOT to reduce the speed limit on Nicholson Road from 45 mph to 35 mph. PennDOT performed a study that showed the only reduction that was justified was between Wexford Bayne Road and Pollar Drive. The remaining portion of Nicholson Road will remain at 45 mph.

ORDINANCE NO. 546-2006, ACCESSORY BUILDINGS AND STRUCTURES -

Ms. Burkardt summarized Ordinance No. 546-2006. Mrs. Hopey moved Ordinance No. 546-2006 amending Section 212-31B of the Franklin Park Code restricting the heights of residential accessory buildings and structures, be enacted, seconded by Mrs. Coombs and carried unanimously.

ORDINANCE NO. 547-2006, OHIO TOWNSHIP SANITARY SEWER AUTHORITY SERVICE AREA -

Ms. Burkardt summarized Ordinance No. 547-2006. Mr. Lawrence moved Ordinance No. 547-2006 authorizing the Ohio Township Sanitary Sewer Authority to service Parcel III of the David L. Vandervort Plan of Lots on Nicholson Road, be enacted, seconded by Mrs. Coombs and carried unanimously.

INTRODUCE ORDINANCE NO. 548-2006 DESIGNATING MTSA TO PERFORM DYE TESTS -

Ms. Burkardt introduced Ordinance No. 548-2006 designating The McCandless Township Sanitary Authority to perform dye tests in the Borough of Franklin Park. This ordinance will be properly advertised for enactment at a future meeting.

SETTLERS WALK, PHASE II, RELEASE OF CASH BOND FOR POND FENCING -

Mr. Marwah moved to release the cash bond in the remaining amount of \$12,932.00 for the completion of the fence installation around the ponds in Phase II of the Settlers Walk Plan, in accordance with the Borough Engineer's recommendation letter dated August 31, 2006, seconded by Mr. Hartman and carried unanimously.

FIELDS OF NICHOLSON, PHASE I, LETTER OF CREDIT REDUCTION -

Mr. Hartman moved Letter of Credit No. 74251004R in the amended amount of \$85,405.95 issued by ESB Bank for The Fields of Nicholson, Phase I, be reduced by \$17,420.51 leaving a balance of \$67,985.44, in accordance with the Borough Engineer's recommendation letter dated September 4, 2006, seconded by Mrs. Hopey and carried unanimously.

FIELDS OF NICHOLSON, PHASE II, LETTER OF CREDIT REDUCTION -

Mrs. Coombs moved Letter of Credit No. 11040506 in the original amount of \$267,322.00 issued by ESB Bank for The Fields of Nicholson, Phase II, be reduced by \$186,156.80 leaving a balance of \$81,165.20, in accordance with the Borough Engineer's recommendation letter dated September 4, 2006, seconded by Mr. Hartman and carried unanimously.

SPRING RIDGE, FINANCIAL SECURITY AGREEMENT REDUCTION -

Mrs. Hopey moved the Financial Security Agreement in the amended amount of \$1,374,682.93 issued by Sky Bank for the Spring Ridge Plan of Lots, be reduced by \$264,253.62 leaving a balance of \$1,110,429.31, in accordance with the Borough Engineer's recommendation letter dated September 4, 2006, seconded by Mr. Lawrence and carried unanimously.

GREY OAKS, PHASES 2, 3 AND 4, LETTER OF CREDIT REDUCTION -

Mr. Lawrence moved Letter of Credit No. SCL011599 in the amount of \$19,739.00 issued for the Grey Oaks Plan of Lots Phases 2, 3 & 4 located off Wexford Run Road be reduced by \$5,345.20 leaving a balance of \$14,393.80, in accordance with the Borough Engineer's recommendation letter dated September 6, 2006, seconded by Mrs. Coombs and carried unanimously.

PURCHASE OF 2 COPIERS -

Mr. Marwah moved to ratify the purchase of two (2) Ricoh copiers from ComDoc for the Administrative and Building Inspection offices at a total cost of \$14,700, under State Contract No. 3610-01, seconded by Mr. Hartman and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 20, 2006**

CARRIAGE ESTATES PLAN, LETTER OF CREDIT REDUCTION - Mr. Hartman moved Letter of Credit No. 15060706 in the original amount of \$531,072.74 issued for the Carriage Estates Plan, be reduced by \$88,264.13 leaving a balance of \$442,808.61, in accordance with the Borough Engineer's recommendation letter dated September 14, 2006, seconded by Mr. Marwah and carried unanimously.

RESOLUTION NO. 918-2006, DCNR GRANT APPLICATION FOR LIGHTS ON VOLLEYBALL AND BASKETBALL COURTS AT BLUEBERRY HILL PARK - Ms. Burkardt summarized Resolution No. 918-2006. Mrs. Coombs moved Resolution No. 918-2006 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. Hartman and carried unanimously.

RESOLUTION NO. 919-2006, NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) - Ms. Burkardt summarized Resolution No. 919-2006. Mrs. Hopey moved Resolution No. 919-2006 implementing the National Incident Management System, be adopted seconded by Mr. Lawrence and carried unanimously.

FALL COMMODITIES BIDS, GASOLINE & DIESEL FUEL - Mr. Lawrence moved to award the following 2006 fall commodities bids as submitted to the SHACOG Purchasing Alliance for its bid opening on September 13, 2006: Gasoline & Diesel Fuel - Guttman Oil Company, 200 Speers Street, Belle Vernon, PA 15012, seconded by Mrs. Coombs and carried unanimously.

HIRE JOHN K. WIATRAC AS SENIOR GREENSKEEPER - Mr. Lawrence moved to hire John K. Wiatrak for the Senior Greenskeeper position at Clover Hill Golf Course at an hourly rate of \$15.61, seconded by Mrs. Hopey and carried unanimously.

MAYOR CLARK - Mayor Clark apologized for his frustration this evening. He noted that he and Council are listening to the residents of Carriage Lane and understand their position. However, in a legal situation we cannot respond because any comments made at a public meeting could be used in the litigation process. He noted that sometimes there are misleading statements made by the public. One of the Carriage Lane residents had stated at a previous meeting that the Borough has probably spent well over \$100,000 on legal fees. Mayor Clark noted that only slightly over \$20,000 has been spent to date. Mayor Clark assured the rest of the community at large that he and Council are listening. However, they will not tolerate personal comments that are made in a slanderous way. Council and Mayor will operate in a civil manner to represent all residents to the best of their ability. Residents always have the opportunity when the polls are open to make a change.

COUNCILMAN LAWRENCE - Mr. Lawrence echoed Mayor Clark's comments. He noted that Council members and the Mayor serve because they love our community and care about the residents. It is very difficult to sit here and get beat up verbally because they do not want to put the Borough at any kind of risk. When litigation is over, it will all come out. Franklin Park Borough is a first-class Borough and he is extremely proud to be a part of this Borough. Mr. Lawrence also noted that Mrs. Creese did a wonderful job this evening handling the public comment portion of the meeting.

COUNCILMAN HARTMAN - Mr. Hartman stated that the residents on Nevin Drive and Dalton Drive have told him that the public works department did a wonderful job paving and seeding their streets.

COUNCILMAN MARWAH - Mr. Marwah noted that he works with PennDOT on a regular basis. The Borough was able to achieve a speed reduction on a portion of Nicholson Road, and he is constantly monitoring the possibility of reducing the speed limit on the remaining portion. He is optimistic that in due time it will happen. In the meantime, the Borough is looking to alleviate the traffic at the Wexford interchange. A consultant will present options to Council at the October work session, and all are invited.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
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MRS. ROSE RANDOLPH, 3001 SHEPARD LANE - Mrs. Randolph asked questions regarding the current construction on Interstate 79 and 279 and the proposed Rochester Road bridge reconstruction. Mayor Clark explained that they are constructing temporary lanes that will be used when they tear down the bridge. It was noted that this project would take approximately 9 months from January through September 2007.

PARKS & RECREATION DIRECTOR

- * The new gates at the Blueberry Patch playground are being installed this week.
- * The Road Rally will be held on October 21.

SUPERINTENDENT/MANAGER OF CLOVER HILL GOLF COURSE

- * Mr. Schweitzer thanked Council for hiring the new Senior Greenskeeper, John Wiatrak.

MOTION TO ADJOURN - Mr. Hartman moved to adjourn the meeting, seconded by Mr. Marwah and carried unanimously. The meeting adjourned at 9:06 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 19

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, OCTOBER 18, 2006**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, October 18, 2006 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Pledge of Allegiance

President Martha Creese called the meeting to order.

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, Presidentpresent
Richard H. Hartman.....present
Jane A. Hopey, Second Vice President.....present
James W. Lawrence, Vice President.....present
Ash K. Marwahpresent
Junior Councilperson Kaitlyn Kirbypresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

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

SOLICITOR:

M. Janet Burkardt, Law Offices of Ira Weisspresent

STAFF:

Don Dorsch, Chief of Police.....present
Cathy Krummert, Borough Secretary.....present
Ronald Merriman, Superintendent of Public Workspresent
Brienne Morris, Assistant Parks & Recreation Directorpresent
Tim Phillips, Building Inspector/Zoning Officerpresent
Ambrose Rocca, Borough Managerpresent
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Director.....absent

APPROVAL OF THE MINUTES - Mrs. Coombs moved the minutes of the September 20, 2006 pre/post meeting, the September 20, 2006 regular meeting and the October 4, 2006 work session, be approved, seconded by Mrs. Hopey and carried unanimously.

TREASURER'S REPORT - Mr. Rocca reported September 2006 receipts totaled \$481,415.98 and September 2006 expenditures totaled \$447,360.64. Year-to-date receipts totaled \$5,503,777.68 and year-to-date expenditures totaled \$3,467,243.34. Mrs. Hopey 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 September 2006. Mrs. Coombs recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for September 2006. Mr. Phillips issued 26 permits and collected \$9,133.00 in fees. Total value of construction was \$949,547.00.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on October 4, 2006 to discuss the cell tower to be located at Linbrook Park, personnel and litigation regarding the Carriage Estates Plan.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, OCTOBER 18, 2006**

COMMENTS FROM THE FLOOR

Prior to the public comments, Mrs. Creese stated that it is Council's policy not to comment on matters that are in litigation.

Mr. Oscar Miller, 2406 Marble Lane - Mr. Miller made comments concerning the Consent Order pertaining to the Franklin Nursery. Mrs. Creese reminded Mr. Miller that Council would not comment on this matter because it is in litigation.

Ms. Mary Frances White, 1620 Carriage Lane - Mrs. White had appeared previously to ask how the residents of Carriage Lane can clear the overgrowth on Carriage Lane that is causing damage to their vehicles, and she was present this evening to ask the question again.

Mrs. Martha Harris, 1625 Carriage Lane - Mrs. Harris commented on the ownership of Carriage Lane.

Mr. Bill Harris, 1625 Carriage Lane - Mr. Harris asked if Council had reviewed the property owners' deeds.

Ms. Susan Duffy, 1624 Carriage Lane - Ms. Duffy made comments and asked questions regarding a letter sent to Mr. Hrishenko by the solicitor as a result of a complaint from the Mr. and Mrs. Lewis. Mr. Weiss' letter stated that Carriage Lane is a recorded public right-of-way, and Mrs. Duffy asked where it is recorded. Ms. Burkardt stated that it is recorded in a book of plans at Allegheny County. Ms. Duffy disputed that all abutting owners have a vested right of ownership to the center line of the Carriage Lane right-of-way, noting that there are over a dozen abutting property owners and their deeds do not state that they own to the center line of Carriage Lane or a 20-foot right-of-way. Mr. Rocca stated that the Borough met with the residents of Carriage Lane in July 2006, and at the end of that meeting, the Borough did not conclude that anybody has the exclusive right to the Lane. The Borough then asked for a survey by a certified surveyor showing that one or more of the property owners own the Lane; to date, the Borough has received no information that substantiates that one or more property owners own the Lane. Mr. Rocca also stated that the claim that they own the road went back to deeds that existed in the 1700's. That would be an issue for the courts to decide, not this legislative body. Unless the residents can prove otherwise, everyone on the road has a vested interest. Mr. Rocca suggested that if the residents feel that they own the road, they should get a court judgment that they own the road. Ms. Duffy stated that she has a deed that states that she has a right to a road, and she asked why she has to hire an attorney. Mr. Rocca made no further comments. Ms. Duffy then asked Mr. Merriman where Carriage Lane falls on his list of required maintenance. He stated that it is not on his list. Ms. Duffy asked why and then stated that it is a private road. She also asked why the solicitor acted on the Lewis' behalf. Mrs. Creese stated that the Borough would consider Ms. Duffy's comments.

Mrs. Rose Randolph, 3001 Shepard Lane - Mrs. Randolph thanked everyone who was instrumental in solving the noise problem coming from the public address system at the Blueberry Hill Park football field.

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 Mrs. Hopey and carried unanimously.

PUBLIC HEARING - JOSEPH & CLARA DRESBACH, CONDITIONAL USE APPLICATION -

Mrs. Creese turned the meeting over to Ms. Burkardt to conduct the public hearing, and a court reporter was present to take a verbatim transcript of the hearing. Mr. and Mrs. Dresbach were present and explained that they would like to construct a 3-car garage to store cars. Mr. Phillips noted that there was some confusion regarding the zoning district and the applicant submitted a revised plan today to show compliance with the 20 ft setback in the R-1 zoning district. Mr. Marwah moved approval be granted for the Conditional Use Application submitted by Joseph & Clara Dresbach, 2479 Nicholson Road, for the construction of an 864 square foot residential detached garage in the R-1 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated September 28, 2006, seconded by Mr. Hartman and carried unanimously.

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PUBLIC HEARING - JACK ETZEL, CONDITIONAL USE APPLICATION - Mrs. Creese turned the meeting over to Ms. Burkardt to conduct the public hearing, and a court reporter was present to take a verbatim transcript of the hearing. Mr. Etzel was present. It was noted that Mr. Etzel was originally issued a permit for a 24'x24' garage and then decided that he needed to construct a larger structure. Mr. Phillips noted that this conditional use application went through the Planning Commission process and there was a situation that arose after that meeting. Mr. Etzel's neighbor expressed a concern about a gas line in the area of the proposed garage. There was then correspondence between Mr. Phillips' and the neighbor's attorney. The drawing has now been revised to relocate the garage so there will be a 4 foot space between any portion of the structure and the gas line. The neighbor is satisfied with the revised drawing and the issue has been resolved. Mrs. Coombs moved approval be granted for the Conditional Use Application submitted by Jack Etzel, 1575 Rosemary Drive, for a 288 square foot addition to a detached residential garage which is already under construction, for a total of 864 square feet in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated October 13, 2006, seconded by Mr. Lawrence and carried unanimously.

PUBLIC HEARING - ROGER NEHRER, CONDITIONAL USE APPLICATION - Mrs. Creese turned the meeting over to Ms. Burkardt to conduct the public hearing, and a court reporter was present to take a verbatim transcript of the hearing. Mr. Nehrer was present and explained that he plans to expand his existing garage for the storage of antique cars. Mr. Phillips stated that the Planning Commission recommended approval and no revisions were necessary. Mr. Hartman moved approval be granted for the Conditional Use Application submitted by Roger Nehrer, 2386 Shevlin Road, for a 528 square foot addition to an existing detached residential garage, for a total of 1,056 square feet in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated September 28, 2006, seconded by Mr. Marwah and carried unanimously.

FIELDS OF NICHOLSON PLAN, BUILDING NO. 24 FINALIZATION OF LOT LINES - Mrs. Hopey moved preliminary & final approval be granted for the Subdivision Application submitted by Dan & Michael, Inc., for a finalization of the lot lines for Building No. 24 in the Fields of Nicholson Plan, located off Nicholson Road in the M-3 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated September 28, 2006, and the letter from W.E.C. Engineers, Inc. dated September 28, 2006, seconded by Mr. Hartman and carried unanimously.

ORDINANCE NO. 548-2006, DESIGNATING MTSA TO PERFORM DYE TESTS - Ms. Burkardt summarized the ordinance. Mr. Marwah moved Ordinance No. 548-2006 designating The McCandless Township Sanitary Authority to perform dye tests in the Borough of Franklin Park, be enacted, seconded by Mr. Hartman and carried unanimously.

RESOLUTION NO. 920-2006, CHARLES GOULDING SEWAGE FACILITIES PLANNING MODULE - Ms. Burkardt summarized the resolution. Mr. Hartman moved Resolution No. 920-2006 approving a sewage facilities plan for a small flow treatment facility planning module for property owned by Charles Goulding, Sr. on Weinman Road, be adopted, seconded by Mr. Marwah and carried unanimously.

SCARLETT RIDGE PLAN, LETTER OF CREDIT REDUCTION - Mr. Lawrence moved Letter of Credit No. 18101833-00-000 in the amended amount of \$267,931.25 for the Scarlett Ridge Plan, be reduced by \$104,101.80 leaving a balance of \$163,829.45, in accordance with the Borough Engineer's recommendation letter dated September 28, 2006, second by Mr. Hartman and carried unanimously.

ANNUAL CONTRIBUTION TO THE FRANKLIN PARK VOLUNTEER FIRE CO. NO. 1 - Mrs. Hopey moved the Treasurer be authorized to prepare a check in the amount of \$60,000.00 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 and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, OCTOBER 18, 2006**

NORTHLAND LIBRARY 4TH QUARTER PAYMENT - Mrs. Coombs moved the Treasurer's office be authorized to prepare a check in the amount of \$59,321.75 payable to Northland Library for the 4th quarter payment of 2006, seconded by Mrs. Hopey and carried unanimously.

NORTHLAND LIBRARY 2007 BUDGET - Mr. Marwah moved to adopt the proposed 2007 Northland Library budget, seconded by Mr. Lawrence and carried unanimously.

ALLEGHENY COUNTY BOROUGH ASSOCIATION DELEGATE AND ALTERNATE - Mrs. Hopey moved Council appoint Martha Creese as the Delegate and Jim Lawrence as the Alternate to the Allegheny County Boroughs Association, seconded by Mr. Hartman and carried unanimously.

CARRIAGE ESTATES PLAN, LETTER OF CREDIT REDUCTION - Mr. Marwah moved Letter of Credit No. 15060706 in the amended amount of \$442,808.61 issued for the Carriage Estates Plan, be reduced by \$118,244.28 leaving a balance of \$324,564.33, in accordance with the Borough Engineer's recommendation letter dated October 9, 2006, seconded by Mr. Hartman and carried unanimously.

RESOLUTION NO. 921-2006 NAMING OLD ORCHARD PARK (formerly the McNeil Property) - Ms. Burkardt summarized the resolution. Mr. Lawrence moved Resolution No. 921-2006 naming the former McNeil Property land "Old Orchard Park", be adopted, seconded by Mrs. Hopey and carried unanimously. Mrs. Creese noted that Ms. Susan Driver had suggested the name of the park.

RE-APPROVE THE BAIRD-PUNIAK PLAN OF LOTS, 2271 MCALEER ROAD - Mrs. Hopey moved to re-approve the Subdivision Application submitted by John Baird & Tammie Puniak for the Baird-Puniak Plan of Lots subdividing 5.079 acres into 5 lots for single family homes, located at 2271 McAleer Road in the R-2 zoning district, with all of the conditions as set forth when the plan was originally granted final approval on July 19, 2006, seconded by Mr. Hartman and carried unanimously.

MAYOR CLARK - Mayor Clark thanked Council on behalf of the fire company for the financial support. This contribution represents approximately 40% of their total operating budget.

COUNCILMAN MARWAH - Mr. Marwah commented that he was impressed with the collections during the month of September, since this is not the month when the wage taxes are received. Mr. Rocca noted that he could provide a breakdown of the receipts. He also pointed out that we received two checks from the State for grants totaling \$200,000; one check is passed on to the fire company and one check is deposited into the pension plans.

COUNCILWOMAN HOPEY - Mrs. Hopey announced that Northland Library is looking for volunteers to be advocates of the library. If anyone is interested they should contact Mrs. Hopey.

MOTION TO ADJOURN - Mr. Hartman moved to adjourn the meeting, seconded by Mr. Marwah and carried unanimously. The meeting adjourned at 9:02 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING
WEDNESDAY, NOVEMBER 8, 2006**

A special meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, November 8, 2006 at 7:30 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Martha Creese called the meeting to order.

Present were:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, Presidentpresent
Richard H. Hartman.....present
Jane A. Hopey, Second Vice President.....present
James W. Lawrence, Vice President.....present
Ash K. Marwahpresent
Mayor G. Reynolds Clarkpresent

ENVIRONMENTAL ADVISORY COUNCIL:

Denise Rosepresent

PLANNING COMMISSION:

David Quatchak, Chairperson.....present

SOLICITOR:

M. Janet Burkardt, Law Offices of Ira Weisspresent

COMPREHENSIVE PLAN CONSULTANT:

Robert Kipp, Remington, Vernick and Beach Engineerspresent

STAFF:

Cathy Krummert, Borough Secretary.....present
Tim Phillips, Building Inspector/Zoning Officerpresent
Ambrose Rocca, Borough Managerpresent

On September 7, 2006 a meeting of the land use committee (Mrs. Coombs and Mr. Marwah) was held with Mr. Rocca, Mr. Phillips, Mr. Bob Kipp and Mr. David Quatchak in attendance.

At the start of the meeting this evening, Mrs. Coombs stated that she had expected to receive an amended copy of the Comprehensive Plan with all of the changes that were recommended at the September 7, 2006 land use committee meeting shown in red. She then expected to discuss these changes with all Council members this evening. She noted that the August 9, 2006 Comprehensive Plan meeting minutes confirm that this was to be done. However, the copy she received did not have the changes marked in red. Mrs. Creese stated that it was also her understanding from the August 9 meeting, that Council directed the land use committee to meet and recommend changes to Council. Mrs. Coombs stated that the minutes state, "Mr. Kipp can do as he has done in the past and mark these edits as suggested deletions or suggested re-wording. Council can then review all of the proposed changes." Mr. Kipp noted that the changes are in red, but Council received black and white copies. He indicated that he would email the document to Council tomorrow. Mr. Marwah noted that the changes are noted; they are just not in color.

Mr. Marwah stated that the future land use map handed out this evening does not reflect what was discussed at the land use committee meeting. There was then a lengthy discussion regarding this issue. Mr. Marwah expressed his opinion that the land use map should match the zoning map, and other members of Council disagreed.

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Mrs. Coombs stated that she has had a change of heart. She would like to see the purple zone put back on the map, including both the east and west sides of I-79. She noted that she found out that there is a building going up on Brandt School Road that is asking to share parking with Orchard Hill Church, which brought her back to the vision expressed at all of the Planning Commission meetings regarding the Comprehensive Plan. She thinks that the purple zone should be put back on the map and a land use consultant should be hired. After seeing the development being constructed in Marshall Township at the intersection of Mingo Road and S.R. 910, she would like to see the Planning Commission's vision of shared parking lots, sidewalks, walking from one place to another be put back in the plan.

Mr. Lawrence expressed his opinion that we should seriously look at hiring a land use consultant in the near future. Mrs. Creese noted that while we are waiting, other developments continue to come in for approval.

Mrs. Creese asked if Council was satisfied with chapters 1-9.

CHAPTER 10 - LAND USE

Mr. Marwah noted that the second paragraph was added. On page 10.13 changes are marked. The remaining changes were Ambrose's editing corrections.

Mr. Kipp noted that they put the gray area back on the map and changed the name to highway commercial. Mr. Clark noted that one of the concerns previously expressed was that the lines on the map are very definitive. He suggested a circle showing the interstate mixed-use area, leaving some flexibility on how to develop the area.

Mr. Marwah stated that the reason we did not want to include the western side of I-79 was because it is currently zoned M-2, and Council would not consider lowering the zoning below what exists. It was pointed out again that we are discussing land use and not zoning. Mayor Clark stated that we could say that we are considering this area as an interstate mixed-use area. We would then address specifics on the zoning map. Mr. Kipp noted that the Borough could do a lot with zoning, including creating sub-zones. We can also allow as permitted uses, farms, single-family developments with buffers, etc. Mr. Phillips noted that it was never the Planning Commission's intent to reduce the zoning. They wanted to protect one use from another by looking at the standards for development. Currently, there are problems between different uses that are side-by-side. Mr. Marwah once again expressed his disagreement.

Mr. Quatchak stated that we should not refer to current zoning districts, as they are irrelevant. We will decide in the future what the zoning districts are. He would urge everyone to come up with new names to break the stereotype of M-1, M-2, etc. Mr. Quatchak once again stated that there is still confusion between zoning and land use. He referred to the summary he had prepared for Council at the August 9 meeting. The interstate land use district could be implemented with no zoning changes whatsoever, with the exception of the proposed additional of light industrial uses. If you look at the goals and objectives for that district, it has nothing to say about what is permitted where. It does not expand the scope, other than the light industrial. Mr. Lawrence noted that light industrial should have been removed. The interstate land use district is not a zoning district. If you read the definition it lists farms, apartments, commercial, townhouses, and everything that is there now. It is designed to encourage a more integrated approach. The Planning Commission was attempting to treat the area as if we had one parcel with one owner doing one coordinated plan for the whole area. This is a luxury we do not have. They were trying to somehow enable that by listing the goals. This can be implemented simply as an overlay district over top of the existing zoning map if that is what Council wanted to do. This would then trigger the review of the ordinances for things like pedestrian access, potential shared parking, reduced lighting and bigger buffers. Mr. Marwah still disagreed. Mrs. Creese stated that she did not know how we would resolve the disagreement. Mr. Marwah then referred to the yellow area to the east of I-79 where we are not considering any change. It was noted that the area is built out already. He asked that Council grant the same courtesy to all of the property east of I-79. Mr. Marwah does not want to consider any change to the

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commercial area east of I-79. Mr. Lawrence reiterated that Mr. Quatchak stated that we would not have to change any zoning whatsoever; it would be an integrated use. Mr. Marwah stated that this is not acceptable. He stated that the circle to the west of I-79 should remain, but the different colors on the east of I-79 should be removed. There was then a discussion regarding what took place at the September 7 land use committee meeting.

Mr. Rocca recalled that the discussion at the meeting was that the land use committee did not want to extend the interstate district down to Hunters Point, and all present agreed. They also talked about a natural dividing line between residential and commercial as being Orchard Hill Church. The Kaelin and Soergel properties would be left "as is". Mr. Rocca indicated that it is reflected on the future land use map. Mr. Marwah disagreed. Mr. Phillips noted that the green is agricultural as far as the existing land use and it is zoned M-2 commercial mixed use. He noted that the Borough does not have ordinances regulating farm markets. They have been here for years, and as long as the owners of the farms want to continue, we will make sure that can happen. However, if an opportunity comes along for these property owners to develop their land, we need to allow them the flexibility to do so. Everyone was reminded that the Comprehensive Plan is just a planning document. An opportunity might come along for a property owner that we never thought of.

Mr. Quatchak noted the one thing that speaks in favor of coloring the parcels, as opposed to the circle, is it allows people to start providing input to be considered if the zoning map is developed in the future. If the map stays fuzzy now, we would be limiting the window of feedback. At one of the first Planning Commission meetings someone brought up a very good point that resulted in the Planning Commission changing their draft version. They brought up that if the line were moved from the Kaelins/Hunters Point boundary to the Kaelins/Orchard Hill Church property, it would probably be better because the church property is so big and developed. Any future use of Kaelins property would probably be a better match for what was on the Hunters Point side of the property rather than something more commercial. It would be better to allow any future uses on the Kaelin property to be medium or high density residential because it abutted Hunters Point on one side and the natural buffer of the large Orchard Hill Church property. Mayor Clark stated that is why the circle is better than the solid lines, because it does not lock in a property owner. Mrs. Coombs noted that the Planning Commission had the foresight to ask the developer of townhouses across from Kaelins to talk to Kaelins. The developer is now putting the sewers in so if the Kaelins want to develop their property, they are prepared. Mayor Clark stated that we could not assume that current uses will always be there and remain unchanged. Mr. Quatchak noted that the existing land use map shows what is there and it looks like a checkerboard. The future land use map shows that if every property were ultimately redeveloped, this is more the organized way we would like to see it happen.

There was then a discussion regarding whether or not the Orchard Hill Church property should be the natural boundary. This also included discussion regarding the proposed circle around the interstate land use district. Mrs. Creese, Mr. Lawrence, Mrs. Hopey, Mrs. Coombs and Mr. Hartman agreed to extend the circle. Mr. Marwah still disagreed and noted that Council should have received the revisions earlier than they did.

Mayor Clark noted that on page 10.6, goal #4, the words "light industrial" still appear, although it was agreed that these words should be deleted. Mr. Kipp will make the change.

Mr. Lawrence asked if we need to take up the issue of hiring a land development expert on board separately from this, or should we talk about it now? Mr. Rocca stated that once Council agrees what will be included in the Plan then we can develop specifications for this position. Mr. Lawrence stated that if Council is in agreement about the mixed-use area, that is the kind of consultant that we want to get on board, and we should do it quickly. The decision to be made is whether to hire a consultant on a retainer to help us develop this area or hire a full-time land development expert. It was noted that some communities have one or more land use planners. These planners can assist with the development of ordinances and also assist in reviewing plans. It was also suggested that a traffic engineer and planner to be available to the Borough. Application fees would pay their fees, although the Borough would pay for ordinance work. There are also funds available to help defray costs. Mr. Rocca noted that a good place

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to start is to seek proposals and evaluate them. During the process Council can ask questions and weigh the pros and cons of each approach. The only cost of seeking proposals would be for advertising. Mr. Marwah also suggested asking L. Robert Kimball (the consultant that worked on the previous Comprehensive Plan) if they have records from the work they had performed. Mr. Quatchak noted that the Planning Commission had solicited and received three proposals. There were two separate needs: (1) Once Council adopts the Plan; hire someone to implement the Plan. (2) Get a contracted planner on board right away to help with some of the proposed development on the western side of I-79 and to help with day-to-day issues. Mr. Lawrence expressed a sense of urgency to do something now to help the Borough grow the way we want. Mr. Marwah stated that we should look to hire a full-time employee that could also assist the Borough Manager. Mayor Clark suggested that it might be better to hire someone full-time on a contract basis. Mr. Quatchak noted that once we can specify a scope of work we should receive more proposals. Mrs. Creese noted that Council could discuss this matter further during the budget preparation. Council should give this some thought before the next budget meetings.

Mr. Rocca pointed out that on the Future Land Use Map the rural resources area crosses the industrial area. Mr. Kipp will remove the lines that indicate rural resources on the east side of Big Sewickley Creek. Council concurred.

Mr. Kipp stated that the MPC states very clearly that you can amend chapters or the entire plan if you feel the need to do so. The only stipulation is that the municipality must advertise, have public meetings and a public hearing.

CHAPTER 11 - IMPLEMENTATION

Mrs. Coombs stated that in order to be consistent, "consultant" should be inserted under resources in the appropriate chapters.

Page 11.5, block 3 - Mayor Clark stated that Council had discussed changing the words, "Create a rural resource district" to "consider creating a rural resource district". Mr. Kipp will make this change. Mayor Clark also noted that the last block on this page stated, "Work to acquire joint residency of the log home at Linbrook Park . . .". He asked if there were any caveats on that property. Mr. Rocca will look into it.

Page 11.6 - Mr. Rocca noted that some of the goals need to be revised based on what was said previously that the wording should be changed. It was noted that each strategy should imply an action, but not mandate a result. These should also be changed in each corresponding chapter.

Mr. Lawrence asked if NIMS (National Incident Management System) compliance was included. It was noted that it should be added somewhere on page 11.8 in the public safety section. Mr. Kipp will add the strategy, "The Borough maintains compliance with NIMS". There was then some discussion about the NIMS training.

There was discussion and consensus that the word "consider" should be added before specific terms such as "revise" and "require". Mr. Kipp will make the amendments in all chapters.

Mr. Marwah stated that on page 11.11, the third strategy from the bottom reads, "Investigate the possibility of creating a park and ride lot", but we have already done that. It was noted that this if you read further it states, "in the Interstate Land Use District".

Page 11.13, strategy #1 - Mr. Marwah stated that this strategy needs a lot more consideration. There was then clarification that this strategy only pertains to infrastructure by requiring developers to provide public water and sewers for lot sizes averaging less than one acre. This would not regulate lot sizes. Mr. Quatchak noted that the intent was to have developers provide public water and sewers rather than treatment plants. Mr. Marwah wanted to address the issue of higher density zoning and senior housing. It was noted that this should be addressed in Chapter 10 Land Use, and not in this chapter. Mr. Quatchak noted that Chapter 5, Goal 2, Objective C includes senior housing.

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CHAPTER 12 - CONTIGUOUS MUNICIPALITIES STATEMENT

Page 12.2, first paragraph - Mayor Clark noted that "light industrial" should be deleted. Mr. Kipp will revise.

Mr. Rocca pointed out that the information pertaining to Pine Township is conflicting between the chart on page 12.1 and the narrative on page 12.2. The chart shows an impact on Pine, while the narrative states that there will be no impact. Mr. Kipp will revise the chart to show no impact.

CHAPTER 13 - INTERRELATIONSHIP STATEMENT

No comments.

APPENDIX

Mayor Clark noted that the 2005 Ballparks and Recreation Schedule should be deleted. The facilities should be included, but not the programs. The new park (Old Orchard Park) should also be included. Mr. Hartman asked if any previous agreement was made between the Borough and the residents regarding the development of this park property. Mr. Rocca noted that Mr. Watenpool had presented the proposed plans for the park at a public meeting with the residents in this area, and they understand what will be constructed in this park.

RESULTS OF THIS MEETING

Mr. Kipp will make all revisions and provide a revised draft in one week for Council to review. The next meeting was scheduled for Tuesday, November 28, 2006 at 7:30 p.m.

RETROACTIVE PAY FOR POLICE OFFICERS

Mayor Clark read the letter he wrote to all officers pertaining to their retroactive pay increases.

SPC REGIONAL PLANNING MEETING

Mr. Quatchak informed Council that as the Chairman of the Planning commission, he had been invited and attended the SPC Regional Planning Meeting held two weeks ago. He gave a report regarding the meeting. Future meetings will be held.

POLICE CAR

Mr. Rocca informed Council that the Chief had located a new police cruiser that is available, and he has put it on hold. If Council is in agreement at the next public meeting, we will purchase the car at the 2006 price and save approximately \$500. Council concurred.

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

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, NOVEMBER 15, 2006**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, November 15, 2006 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Martha Creese called the meeting to order.

Mr. Lawrence read a speech made by Captain John S. McKain, who now represents Arizona in the United States Senate, regarding the importance of the United States Flag and saying the Pledge of Allegiance.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombs.....present
Martha A. Creese, Presidentpresent
Richard H. Hartman.....present
Jane A. Hopey, Second Vice President.....present
James W. Lawrence, Vice President.....present
Ash K. Marwahpresent
Junior Councilperson Kaitlyn Kirbypresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

M. Janet Burkardt, Law Offices of Ira Weisspresent

STAFF:

Don Dorsch, Chief of Police.....present
Cathy Krummert, Borough Secretary.....present
Ronald Merriman, Superintendent of Public Workspresent
Tim Phillips, Building Inspector/Zoning Officerpresent
Ambrose Rocca, Borough Managerpresent
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Director.....present

APPROVAL OF THE MINUTES - Mrs. Coombs moved the minutes of the August 9, 2006 special meeting, the October 18, 2006 pre/post meeting, the October 18, 2006 regular meeting and the November 1, 2006 work session, be approved, seconded by Mr. Hartman and carried unanimously.

TREASURER'S REPORT – Mrs. Carolyn Strunk and Mrs. Karen Sproul reported October 2006 receipts totaled \$280,633.65 and October 2006 expenditures totaled \$1,129,538.05. Year-to-date receipts totaled \$5,784,411.23 and year-to-date expenditures totaled \$4, 596,781.39. Mrs. Hopey 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 October 2006. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for October 2006. Mr. Phillips issued 12 permits and collected \$6,557.00 in fees. Total value of construction was \$624,946.00.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on October 18, 2006 to discuss litigation and personnel and on November 1, 2006 to discuss police arbitration, litigation and personnel.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, NOVEMBER 15, 2006**

COMMENTS FROM THE FLOOR

Prior to the public comments, Mrs. Creese stated that it is Council's policy not to comment on matters that are in litigation.

Ms. Mary Frances White, 1620 Carriage Lane - Mrs. White had appeared previously to ask how the residents of Carriage Lane can clear the overgrowth on Carriage Lane that is causing damage to their vehicles, and she was present this evening to ask the question again.

Ms. Susan Duffy, 1624 Carriage Lane - Ms. Duffy had given Council a letter last month that she was discussing when her three-minute time limit expired. She asked if Council had any comment regarding that letter. Mr. Rocca noted that he responded at the last meeting that this is a private matter. If Ms. Duffy has a deed showing ownership of the lane, then she must have a registered surveyor certify that she has that right and go to court to protect her property rights. Ms. Duffy then provided a copy of a survey, which was reviewed by Mr. Hartman. There was then discussion regarding the incident when Mr. and Mrs. Lewis of Carriage Lane called the police because Mr. Hrishenko was trimming vegetation along the Lane.

Mr. Andrew Hrishenko, 1632 Carriage Lane - Mr. Hrishenko spoke regarding statements in the Fall 2005 Borough Newsletter, and he stated that Council would not listen to the residents of Carriage Lane. After his three-minute time limit expired, Mr. Hrishenko was ruled out of order and was asked to leave the podium.

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. Hartman and carried unanimously.

SPRING RIDGE REVISION NO. 1 - Mrs. Hopey moved approval be granted for the Subdivision Application submitted by F.C. Franklin Park Association, LLC for Spring Ridge Revision No. 1, a lot line revision to revise and relocate some easements and change some setback lines on lots in the Spring Ridge Plan located off Nicholson Road in the R-1 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated October 27, 2006, and the letter from W.E.C. Engineers dated November 13, 2006, seconded by Mr. Lawrence and carried unanimously.

KIRSTEIN PLAN OF LOTS RE-APPROVAL - Mr. Marwah moved to re-approve the Subdivision Application submitted by Thomas & Carol Kirstein for the Kirstein Plan of Lots, for a lot line revision between the properties located at 2518 and 2520 Wexford Run Road in the R-2 zoning district, with all of the conditions as set forth when the plan was originally granted final approval on July 19, 2006, seconded by Mr. Hartman and carried unanimously.

INGOMAR UNITED METHODIST CHURCH, BOND RELEASE - Mr. Hartman moved Subdivision Bond No. 314636 in the amended amount of \$4,369.74 issued by the Pennsylvania National Mutual Casualty Insurance Company for the Ingomar United Methodist Church, be reduced by \$4,369.74 leaving a balance of \$0, in accordance with the Borough Engineer's recommendation letter dated October 27, 2006, seconded by Mr. Marwah and carried unanimously.

PURDY NURSERY, LETTER OF CREDIT REDUCTION - Mrs. Coombs moved Letter of Credit No. 201343 in the original amount of \$194,446.25 issued by Merrill Lynch Bank USA for Purdy Nursery, be reduced by \$169,057.13 leaving a balance of \$25,389.12, in accordance with the Borough Engineer's recommendation letter dated October 30, 2006, seconded by Mrs. Hopey and carried unanimously.

CARRIAGE ESTATES PLAN, LETTER OF CREDIT REDUCTION - Mrs. Hopey moved Letter of Credit No. 15060706 in the amended amount of \$324,564.33 issued for the Carriage Estates Plan, be reduced by \$116,270.37 leaving a balance of \$208,293.96, in accordance with the Borough Engineer's recommendation letter dated November 8, 2006, seconded by Mrs. Coombs and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, NOVEMBER 15, 2006**

SETTLERS WALK PLAN, PHASE III, DENY ACCEPTANCE OF PUBLIC IMPROVEMENTS -

Mr. Lawrence moved to deny the request by Franklin Park Properties, LLC, for the acceptance of the public improvements in Settlers Walk Phase III, in accordance with the Borough Engineer's recommendation letter dated November 13, 2006, seconded by Mr. Hartman and carried unanimously.

APPOINT KAREN E. SPROUL AND CAROLYN A. STRUNK AS CO-TREASURERS - Mr. Marwah moved Karen E. Sproul and Carolyn A. Strunk be appointed as Co-Treasurers effective November 9, 2006 at an hourly rate of \$23.08, seconded by Mr. Lawrence and carried unanimously.

PLAQUE IN HONOR OF MELVIN D. LUBERT - Mr. Hartman moved to dedicate a plaque in honor of Melvin D. Lubert recognizing him posthumously for his many years of dedicated service and naming an 8-acre tract of land located at Wexford Run Road and Willow Oak Drive in his memory, seconded by Mrs. Hopey and carried unanimously.

INTRODUCE ORDINANCE NO. 549-2006, REGULATIONS FOR PORTABLE STORAGE UNITS - Ms. Burkardt introduced Ordinance No. 549-2006 amending Chapter 159, property maintenance, of the Franklin Park Code to establish regulations for the utilization of portable storage units. This ordinance will be properly advertised for enactment at a future meeting.

INTRODUCE ORDINANCE NO. 550-2006, THE 2007 TAX ORDINANCE - Ms. Burkardt introduced Ordinance No. 550-2006 levying and assessing taxes for general and specific purposes for the year 2007. This ordinance will be properly advertised for enactment at the December 20, 2006 regular meeting.

INTRODUCE ORDINANCE NO. 551-2006, DIAMOND RUN SEWER SERVICE - Ms. Burkardt introduced Ordinance No. 551-2006 authorizing the Ohio Township Sanitary Sewer Authority to service the portion of the Diamond Run Village Plan that lies within the Borough of Franklin Park and designating the Ohio Township Sanitary Sewer Authority as the exclusive provider of sanitary sewer service for said plan. This ordinance will be properly advertised for enactment at a future meeting.

INTRODUCE ORDINANCE NO. 552-2006, REALTY TRANSFER TAX SUPPLEMENTAL ORDINANCE - Ms. Burkardt introduced Ordinance No. 552-2006 supplementing the ordinance enacting a realty transfer tax so as to comply with the requirements of Act 40 of 2005 concerning transfers which are taxable, authorizing the Pennsylvania Department of Revenue to collect and enforce the tax when necessary, and authorizing the treasurer to share information with the Department of Revenue. This ordinance will be properly advertised for enactment at a future meeting.

CAR WASH AGREEMENT - Mrs. Hopey 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 \$6.00 per vehicle for the year 2007, seconded by Mr. Lawrence and carried unanimously.

POLICE CAR PURCHASE - Mr. Hartman moved to authorize the purchase of one (1) new 2006 Ford Crown Victoria Police Interceptor from Woltz & Wind Ford of Heidelberg, PA, at a cost of \$20,473.00, through the SHACOG Purchasing Alliance, seconded by Mr. Lawrence and carried unanimously.

BOROUGH MANAGER - Mr. Rocca noted that one of the ordinances originally listed on the agenda this evening for introduction was removed because the solicitor's office did not have time to prepare the ordinance.

Mr. Rocca made brief comments about the public comment portion of the meeting. In this country we enjoy certain freedoms and with those freedoms we have responsibility. We also have three branches of government. Council can only legislate action and carry out administrative and executive functions. They have no ability to carry out judicial functions. The residents of Carriage Lane are looking for judicial relief and the proper place to get that would be in a court of law.

Mr. Rocca congratulated the new Co-Treasurers and thanked them for the job they have done over the last 4 1/2 months since the last Treasurer left. Mrs. Creese also stated that Council also thanks them.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, NOVEMBER 15, 2006**

MAYOR CLARK - Mayor Clark noted that it is very frustrating that he and Council have to sit at the meeting and continually be berated by individuals who know that they cannot respond because of the legal process that is in place. Council and the Mayor have been cordial and have tried to encourage them to follow the proper route, and they just don't want to do it. He stated that Council acted properly in responding to the direction of the Court. The Consent Order provided a reasonable solution for everyone along Carriage Lane. He noted that this has been very difficult because some of these individuals have been close friends to both he and some Council members for many years. However, everyone took an oath to serve in a responsible manner for the betterment of the community.

MR. HARTMAN - Mr. Hartman noted that the plaque for Melvin Lubert is a wonderful tribute. Mayor Clark noted that Mr. Lubert died at the end of the workday last year. Mel was a great outdoorsman and Council felt that naming the 8-acre piece of ground after him would be a great way to recognize his service to the community. Mrs. Creese noted that the Borough has also created a scholarship in Mel's honor.

MR. LAWRENCE - Mr. Lawrence stated that it is very difficult not to respond to the comments made earlier this evening. Every Council member is serving because they believe in this community, and they want to serve the community to make it better for all residents. Even though it is their goal to please everyone, it is very difficult.

LUNCH WITH SANTA - Mr. Watenpool announced that the Lunch with Santa would be held on December 10.

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

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 22

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 20, 2006**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, December 20, 2006 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Martha Creese called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Laura A. Coombspresent
Martha A. Creese, Presidentpresent
Richard H. Hartmanpresent
Jane A. Hopey, Second Vice Presidentpresent
James W. Lawrence, Vice Presidentpresent
Ash K. Marwahpresent
Junior Councilperson Kaitlyn Kirbypresent
Mayor G. Reynolds Clarkpresent
(arrived at 8:20 p.m.)

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

M. Janet Burkardt, Law Offices of Ira Weisspresent

STAFF:

Don Dorsch, Chief of Policepresent
Cathy Krummert, Borough Secretarypresent
Ronald Merriman, Superintendent of Public Workspresent
Tim Phillips, Building Inspector/Zoning Officerpresent
Ambrose Rocca, Borough Managerpresent
Bill Schweitzer, Golf Course Superintendentpresent
Jim Watenpool, Parks & Recreation Directorpresent

APPROVAL OF THE MINUTES – Mr. Hartman moved the minutes of the November 8, 2006 special meeting, the November 15, 2006 pre/post meeting, the November 15, 2006 regular meeting and the December 6, 2006 work session, be approved, seconded by Mr. Lawrence and carried unanimously.

TREASURER’S REPORT – Mr. Rocca read the Treasurer’s Report. November 2006 receipts totaled \$455,077.70 and October 2006 expenditures totaled \$488,316.76. Year-to-date receipts totaled \$6,239,488.93 and year-to-date expenditures totaled \$5,045,098.15. Mrs. Coombs moved the Treasurer’s Report be accepted as read, seconded by Mr. Lawrence and carried unanimously.

POLICE REPORT – Chief Dorsch read the Police Report and activity report for the month of November 2006. Mrs. Coombs recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for November 2006. Mr. Phillips issued 16 permits and collected \$20,770.14 in fees. Total value of construction was \$2,059,500.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on December 6, 2006 to discuss worker’s compensation claims, employee performance appraisals and merit increases, the salary and benefits study and litigation regarding the Carriage Estates Plan.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 20, 2006**

COMMENTS FROM THE FLOOR

Mrs. Theresa Wolfarth, 2573 Nicholson Road – Mrs. Wolfarth was present to express her concern about water run-off onto her property from the proposed Herbert Campus Development.

Ms. Pat Kelly, 14 Meadowvale Drive, Cheswick, PA – Ms. Kelly is Mrs. Wolfarth's daughter, and she was also present to express concerns regarding the proposed Herbert Campus Development.

RECOGNIZE BOY SCOUT TROOP NO. 36 FOR COMMUNITY SERVICE – Mr. Lawrence provided some interesting facts about the Boy Scouts of America. Mayor Clark then arrived at the meeting and recognized the following scouts and leaders for their community service. First-time awardees received patches.

First Time Awards

Jeff Campbell
Edward Keisling
Jacob Machi
Mike Magdic
Tyler Minto
Kurt Schoffstall

Second Time Awards

Tim Courson
Matt Magdic
David Wilkins

Adults Second Time Awards

Frank Jenkins

Eagle Scout Rank

Tim Courson
Jeremy Harris

APPROVAL OF THE BILLS - Mrs. Hopey 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.

POPPER PLAN OF LOTS – Mr. Lawrence moved preliminary and final approval be granted for the Subdivision Application submitted by Mike Popper for the Popper Plan of Lots, a lot line revision on the property located at 2361 Nicholson Road in the R-1 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated December 1, 2006, and the letter from W.E.C. Engineers dated November 30, 2006, seconded by Mrs. Hopey and carried unanimously.

HERBERT CAMPUS DEVELOPMENT, SUBDIVISION APPLICATION – Mr. Marwah moved preliminary and final approval be granted for the Subdivision Application submitted by Gary Herbert of JGD Partnership for the Herbert Campus Development for lot line revisions on the property located at 2607 Nicholson Road in the M-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated October 27, 2006, and the letter from W.E.C. Engineers dated November 30, 2006, seconded by Mr. Hartman. Mr. Dan Gramc spoke on behalf of the developer. The Borough Engineer had suggested additional riprap to break the water flow and the developer agreed. Mr. Gramc noted that the proposed detention facility meets all state and local regulations and the engineering indicates that there should be no problems. Mrs. Theresa Wolfarth once again expressed her concerns regarding water run-off onto her property from this development. Mr. Nedzesky suggested that Mrs. Wolfarth record the existing property conditions before development begins. Mr. Gramc noted that the developer's engineer and the Borough Engineer have provided opinions that the plan will work. He repeatedly assured Mrs. Wolfarth that there would be no problems with water run-off. He also stated that if for any reason there are any problems, the developer would work with Mrs. Wolfarth to address any and all problems. Mrs. Creese then called for a vote on the motion. The motion carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 20, 2006**

HERBERT CAMPUS DEVELOPMENT, LAND DEVELOPMENT APPLICATION – Mr. Hartman moved preliminary and final approval be granted for the Land Development Application submitted by Gary Herbert of JGD Partnership for the Herbert Campus Development for the construction of 5 office buildings on the property located at 2607 Nicholson Road in the M-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated November 30, 2006, and the letter from W.E.C. Engineers dated November 30, 2006, seconded by Mr. Lawrence. Mr. Rocca asked for clarification regarding the condominium concept, leasing and sub-leasing. Mr. Gramc explained that after the buildings are constructed a Declaration of Condominium must be prepared. An owner may buy a unit or floor of a building. All owners would be a part of the Condominium Association, and they would all have the responsibility for maintenance such as landscaping, plowing, etc. The association can place a lien on an individual unit owner if necessary. Mr. Gramc stated that they could also include a provision in the development agreement or condominium documents to also allow the Borough to step in if the Association does not do what they are supposed to do. Mr. Gramc stated that the developer would agree to include this provision and Council concurred.

Mr. Phillips noted that there are no loose ends pertaining to this application, but there are some conditions of approval. Mr. Nedzesky noted that the developer had addressed his comments, but they are also required to obtain a Highway Occupancy Permit from PennDOT. The developer is also requesting a modification for slope requirements. Mr. Brian Rushe, the developer's engineer, answered questions regarding the water run-off and underground detention facility. He stated that the tank would be constructed during the third of five phases. The sediment trap will be constructed with the first phase. Mr. Nedzesky noted that the developer had previously agreed to provide to the Borough an annual inspection report of the underground detention facility.

Mrs. Wolfarth once again expressed her concerns and asked the developer to change their plans and consider other options. Mr. Gramc once again assured Mrs. Wolfarth that they do not anticipate any problems. However, if problems do occur in the future, they will do what is necessary to address the problems. Mrs. Creese assured Mrs. Wolfarth that the Borough minutes from this evening should provide Mrs. Wolfarth with assurance that the developer and his representatives have stated that they will address any problems should they arise. Mrs. Creese then called for a vote on the motion. The motion carried. Mr. Marwah voted "no".

BRANDTVIEW PLACE – Mrs. Hopey moved preliminary and final approval be granted for the Subdivision Application submitted by Bayard Crossings for Brandtview Place, a 12-lot townhouse subdivision located on the east side of Brandt School Road and south of Corporate Drive in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated December 1, 2006, and the letter from W.E.C. Engineers dated December 1, 2006, seconded by Mr. Lawrence and carried unanimously.

THE FIELDS OF NICHOLSON, PHASE I, LETTER OF CREDIT REDUCTION – Mr. Marwah moved Letter of Credit No. 74251004R in the amended amount of \$67,985.44 issued by ESB Bank for The Fields of Nicholson, Phase I, be reduced by \$41,664.14 leaving a balance of \$26,321.30, in accordance with the Borough Engineer's recommendation letter dated November 24, 2006, seconded by Mr. Hartman and carried unanimously.

THE FIELDS OF NICHOLSON, PHASE II, LETTER OF CREDIT REDUCTION – Mr. Hartman moved Letter of Credit No. 11040506 in the amended amount of \$81,165.20 issued by ESB Bank for The Fields of Nicholson, Phase II, be reduced by \$5,266.60 leaving a balance of \$75,898.60, in accordance with the Borough Engineer's recommendation letter dated November 30, 2006, seconded by Mr. Marwah and carried unanimously.

SPRING RIDGE PLAN, FINANCIAL SECURITY AGREEMENT REDUCTION – Mrs. Coombs moved the Financial Security Agreement in the amended amount of \$1,110,429.31 issued by Sky Bank for the Spring Ridge Plan of Lots, be reduced by \$259,902.81 leaving a balance of \$850,526.50, in accordance with the Borough Engineer's recommendation letter dated November 24, 2006, seconded by Mr. Lawrence and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 20, 2006**

2007 BUDGET – Mrs. Hopey moved the annual budget for the year 2007 be approved (a summary of which will be available in the general office during normal business hours), seconded by Mr. Lawrence and carried unanimously.

2007 TABLE OF ORGANIZATION – Mr. Lawrence moved the 2007 Table of Organization fixing the salaries for employees and appointees of the Borough for the calendar year 2007 be adopted, seconded by Mr. Hartman and carried unanimously.

ORDINANCE NO. 549-2006, REGULATIONS FOR PORTABLE STORAGE UNITS - Ms. Burkardt summarized Ordinance No. 549-2006. Mr. Marwah moved Ordinance No. 549-2006 amending Chapter 159, property maintenance, of the Franklin Park Code to establish regulations for the utilization of portable storage units, seconded by Mr. Hartman and carried unanimously.

ORDINANCE NO. 550-2006, THE 2007 TAX ORDINANCE - Ms. Burkardt summarized Ordinance No. 550-2006. Mr. Hartman moved Ordinance No. 550-2006 levying and assessing taxes for general and specific purposes for the year 2007, seconded by Mr. Marwah and carried unanimously.

ORDINANCE NO. 551-2006, DIAMOND RUN SEWER SERVICE - Ms. Burkardt summarized Ordinance No. 551-2006. Mrs. Coombs moved Ordinance No. 551-2006 authorizing the Ohio Township Sanitary Sewer Authority to service the portion of the Diamond Run Village Plan that lies within the Borough of Franklin Park and designating the Ohio Township Sanitary Sewer Authority as the exclusive provider of sanitary sewer service for said plan, seconded by Mrs. Hopey and carried unanimously.

ORDINANCE NO. 552-2006, REALTY TRANSFER TAX SUPPLEMENTAL ORDINANCE - Ms. Burkardt summarized Ordinance No. 552-2006. Mrs. Hopey moved Ordinance No. 552-2006 supplementing the ordinance enacting a realty transfer tax so as to comply with the requirements of Act 40 of 2005 concerning transfers which are taxable, authorizing the Pennsylvania Department of Revenue to collect and enforce the tax when necessary, and authorizing the treasurer to share information with the Department of Revenue, seconded by Mr. Lawrence and carried unanimously.

INTRODUCE ORDINANCE NO. 553-2007, MCDEVITT AND MONTGOMERY ROADS – Ms. Burkardt introduced Ordinance No. 553-2007 reducing the permitted speed on McDevitt Road and placing a weight restriction on McDevitt and Montgomery Roads. This ordinance will be properly advertised for enactment at a future meeting.

INTRODUCE ORDINANCE NO. 554-2007, ACCEPTING & ADOPTING STREETS IN SETTLERS WALK PHASE III – Ms. Burkardt introduced Ordinance No. 554-2007 accepting and adopting as Borough streets 1,241.53 feet of Settlers Drive, 525 feet of Holmes Drive and 525 feet of Pioneer Drive in Phase III of the Settlers Walk Plan of Lots, accepting and adopting all appurtenances thereto as Borough facilities including but not limited to curbs and surface water drainage facilities abutting thereon, and authorizing the Borough Council to enter into an agreement requiring Franklin Park Properties, LLC to maintain aforesaid improvements for a period of 18 months and requiring a surety bond, as recommended by W.E.C. Engineers in letters dated December 4, 2006. This ordinance will be properly advertised for enactment at a future meeting.

RESOLUTION NO. 922-2006, 2007 ENGINEERING FEES – Ms. Burkardt summarized Resolution No. 922-2006. Mr. Lawrence moved Resolution No. 922-2006 ratifying and approving engineering fees for the year 2007, be adopted, seconded by Mr. Marwah and carried unanimously.

RESOLUTION NO. 923-2006, 2007 POLICE PENSION PLAN CONTRIBUTION – Ms. Burkardt summarized Resolution No. 923-2006. Mr. Lawrence moved Resolution No. 923-2006 establishing the contribution rate of 1% of compensation for the participants of the Borough of Franklin Park Police Pension Plan for the 2007 plan year, be adopted, seconded by Mrs. Coombs and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 20, 2006**

PURCHASE OF ALUMINUM TRUCK BODY FOR 2007 GMC 8500 CAB & CHASSIS – Mrs. Hopey moved to authorize the purchase and installation of an aluminum truck body with central hydraulics, plow and spreader on a 2007 GMC 8500 cab and chassis, from Sabre Equipment Company of Coraopolis, PA, at a cost of \$37,697, through the SHACOG Purchasing Alliance, seconded by Mr. Hartman and carried unanimously.

APPROVE LABOR AGREEMENT WITH POLICE UNION – Mr. Lawrence moved to approve the Labor Agreement between the Franklin Park Police Union and the Borough of Franklin Park, effective January 1, 2006 through December 31, 2008, seconded by Mrs. Hopey and carried unanimously.

BOROUGH MANAGER - Mr. Rocca stated that the real estate tax rate would remain the same in 2007, although the budget includes a significant increase in services.

MAYOR CLARK - Mayor Clark announced that the Allegheny County District Attorney had written a letter commending the Chief and members of the police department for their professionalism and cooperation with other police departments, which resulted in the arrest of two men responsible for burglaries in Franklin Park and many other communities. The Mayor also thanked the Chief and the officers.

Mayor Clark also announced that Jim Hamitt had submitted his resignation as a fire police officer after approximately 25 years.

HAPPY HOLIDAYS – The staff, Council and Mayor wished everyone Happy Holidays, Merry Christmas and Happy New Year.

CHRISTMAS PROGRAMS – Mr. Watenpool stated that the Lunch with Santa was very successful with 132 in attendance. The Senior Citizens Christmas Party had 90 in attendance with over 70 prizes.

FRANKLIN PARK SCHOLARSHIPS – Kaitlyn stated that the guidance department at the high school has been announcing the scholarships and informing students how to apply.

MOTION TO ADJOURN – Mrs. Coombs moved to adjourn the meeting, seconded by Mr. Hartman and carried unanimously. The meeting adjourned at 9:35 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary