

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REORGANIZATION MEETING
MONDAY, JANUARY 7, 2008**

The reorganization meeting of the Borough Council of the Borough of Franklin Park was held on Monday, January 7, 2008 at 7:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Mayor Clark called the meeting to order.

Pledge of Allegiance

OATH OF OFFICE FOR NEWLY ELECTED OFFICIALS – Mayor Clark administered the Oath of Office to Councilman Richard H. Hartman. District Magistrate William Wagner administered the Oath of Office to Councilman Andrew Hrishenko and Councilman Ash Marwah.

NOMINATIONS AND ELECTION FOR PRESIDENT OF BOROUGH COUNCIL

Mayor Clark accepted nominations for the office of President of Borough Council.

Mr. Hartman nominated Martha Creese as President of Borough Council, seconded by Mrs. Sable.

Mr. Hrishenko nominated Amy Sable as President of Borough Council, seconded by Mr. Marwah.

Mrs. Hopey moved nominations for President of Borough Council be closed, seconded by Mr. Hartman and carried unanimously. Mayor Clark then asked for a roll call vote in alphabetical order:

Mrs. Creese – Martha Creese
Mr. Hartman – Martha Creese
Mrs. Hopey – Martha Creese
Mr. Hrishenko – Amy Sable
Mr. Marwah – Amy Sable
Mrs. Sable – Martha Creese

Mrs. Krummert indicated that there were four votes for Mrs. Creese and two votes for Mrs. Sable. Mayor Clark then congratulated Mrs. Creese as the newly elected President of Council.

NOMINATIONS AND ELECTION FOR VICE PRESIDENT OF BOROUGH COUNCIL

Mayor Clark accepted nominations for the office of Vice President of Borough Council.

Mr. Hrishenko nominated Jane Hopey as Vice President of Borough Council, seconded by Mr. Marwah.

Mrs. Sable moved nominations for Vice President of Borough Council be closed, seconded by Mrs. Creese and carried unanimously. Mayor Clark then asked for a roll call vote:

Mrs. Creese – Jane Hopey
Mr. Hartman – Jane Hopey
Mrs. Hopey – Jane Hopey
Mr. Hrishenko – Jane Hopey
Mr. Marwah – Jane Hopey
Mrs. Sable – Jane Hopey

Mrs. Krummert indicated that the vote was unanimous. Mayor Clark then congratulated Mrs. Hopey as the newly elected Vice President of Council.

NOMINATIONS & ELECTION FOR SECOND VICE PRESIDENT OF BOROUGH COUNCIL

Mayor Clark accepted nominations for the office of Second Vice President of Borough Council.

Mrs. Hopey moved Richard Hartman be nominated as Second Vice President of Borough Council, seconded Mr. Hrishenko.

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Mrs. Sable moved to close nominations for Second Vice President of Borough Council, seconded by Mrs. Creese and carried unanimously. Mayor Clark then asked for a roll call vote:

Mrs. Creese – Richard Hartman
Mr. Hartman – Richard Hartman
Mrs. Hopey – Richard Hartman
Mr. Hrishenko – Mr. Hartman
Mr. Marwah – Mr. Hartman
Mrs. Sable – Richard Hartman

Mrs. Krummert indicated that the vote was unanimous. Mayor Clark then congratulated Mr. Hartman as the newly elected Second Vice President of Council.

Mayor Clark then turned the meeting over to Council President Martha Creese.

Cathy Krummert, Borough Secretary called the roll:

COUNCIL & MAYOR:

Martha A. Creese, Presidentpresent
Richard H. Hartman, Second Vice Presidentpresent
Jane A. Hopey, Vice Presidentpresent
Andrew Hrishenkopresent
Ash Marwahpresent
Amy E. Sablepresent
Junior Councilperson Brenna Thorpeabsent
Mayor G. Reynolds Clarkpresent

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

Robert Max Junker, Law Offices of Ira Weisspresent

STAFF:

Don Dorsch, Chief of Policepresent
Cathy Krummert, Borough Secretarypresent
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 Superintendentpresent
Jim Watenpool, Parks & Recreation Directorpresent

COMMENTS FROM THE FLOOR – None.

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 therein:

Ambrose Rocca, Borough Manager
Cathy L. Krummert, Borough Secretary
Ronald A. Merriman, Superintendent of Public Works/Fire Marshall
Brienne M. Morris, Assistant Parks & Recreation Director
William C. Schweitzer, Superintendent/Manager of Clover Hill Golf Course
Timothy R. Phillips, Building Inspector/Zoning Officer
Karen E. Sproul and Carolyn A. Strunk, Co-Treasurers
Donna L. Roche, Earned Income Tax Collector
James J. Watenpool, Parks and Recreation Director

seconded by Mr. Hartman and carried unanimously.

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APPOINT REPRESENTATIVE AND ALTERNATE TO THE NORTH HILLS COG – Mrs. Hopey moved Council appoint Ash Marwah as the Representative and Andrew Hrishenko as the Alternate for the North Hills Council of Governments for the year 2008, seconded by Mrs. Sable and carried unanimously.

APPOINT DELEGATE AND ALTERNATE TO THE ALLEGHENY COUNTY BOROUGHS

ASSOCIATION – Mrs. Hopey moved Council appoint Martha Creese as the Delegate and Ash Marwah as the Alternate to the Allegheny County Boroughs Association, seconded by Mrs. Sable and carried unanimously.

MOTION TO RETAIN IRA WEISS AS SOLICITOR – Mr. Hartman moved Council retain Ira Weiss as Borough Solicitor for the year 2008 at a retainer of \$6,000.00 per year, seconded by Mrs. Hopey. Mr. Marwah commented on Ira Weiss, the Carriage Lane/Franklin Nursery lawsuit and the Consent Order. Mr. Marwah recommended that Mr. Weiss' reappointment not be confirmed today. Mrs. Creese noted that this matter should not be discussed since it is in litigation. Mr. Junker also addressed Mr. Marwah's comments, and reminded everyone that this matter is in litigation and should be discussed in executive session. He also noted that any public comments could potentially disqualify any councilperson from participating in any votes, and anybody who violates the confidentiality of an executive session could be subject to being excluded from the actual decision of the case. Mr. Junker noted that it has been a pleasure serving the borough and he hopes his firm would have the opportunity to continue their service. Mr. Hrishenko commented on a statement contained in the council packets that indicated that a member of council who is involved in legal proceedings against the borough cannot sit in on executive session discussions regarding that specific matter. There was then discussion regarding Mr. Hrishenko's involvement in the Carriage Lane/Franklin Nursery litigation as an intervener. Mrs. Creese suggested that the State Ethics Commission be asked provide an opinion regarding this matter. Council then voted on the motion. After some discussion, both for and against the motion, Mrs. Creese then asked for a roll call vote:

Mrs. Creese – Yes
Mr. Hartman – Yes
Mrs. Hopey – Yes
Mr. Hrishenko - No
Mr. Marwah – No
Mrs. Sable - Yes

Mrs. Krummert indicated that there were four "Yes" votes and two "No" votes. The motion carried.

APPOINT W.E.C. ENGINEERS, AS THE OFFICIAL BOROUGH ENGINEER ON AN INTERIM BASIS – Mrs. Sable moved W.E.C. Engineers, Inc. be appointed Borough Engineer on an interim basis, seconded by Mrs. Hopey and carried unanimously.

APPOINT OFFICIAL NEWSPAPERS – Mrs. Sable moved the North Journal, the Pittsburgh Post Gazette and the Tribune Review be designated as the official newspapers of the Borough, seconded by Mr. Marwah and carried unanimously.

AUTHORIZE PROPER OFFICERS TO SIGN CHECKS – Mrs. Hopey 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 Mrs. Sable and carried unanimously.

DESIGNATE OFFICIAL DEPOSITORIES – Mr. Marwah moved the official depositories for the Borough funds for the year 2008 be: 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 Mr. Hartman and carried unanimously.

RESOLUTION NO. 937-2008 APPOINTING PART-TIME POLICE OFFICERS – Mr. Junker summarized Resolution No. 937-2008. Mr. Hrishenko moved Resolution No. 937-2008 appointing Part-time Police Officers for the year 2008, be adopted, seconded by Mrs. Hopey and carried unanimously.

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RESOLUTION NO. 938-2008 RECOGNIZING THE FRANKLIN PARK VOLUNTEER FIRE CO. NO. 1 – Mr. Junker summarized Resolution No. 938-2008. Mrs. Sable moved Resolution No. 938-2008 recognizing the Franklin Park Volunteer Fire Company No. 1 as the fire company for the Borough of Franklin Park for the year 2008, be adopted, seconded by Mr. Hartman and carried unanimously.

RESOLUTION NO. 939-2008 APPOINTING FIRE POLICE OFFICERS – Mr. Junker summarized Resolution No. 939-2008. Mr. Hartman moved Resolution No. 939-2008 appointing Fire Police Officers for the year 2008, be adopted, seconded by Mrs. Hopey and carried unanimously.

REAPPOINT KARL P. SIEG TO THE BUILDING BOARD OF APPEALS – Mr. Marwah moved Karl P. Sieg be reappointed to the Building Board of Appeals for a five-year term, which term will expire December 31, 2012, seconded by Mr. Hartman and carried unanimously.

REAPPOINT KEITH STEWART TO THE BUILDING BOARD OF APPEALS – Mrs. Hopey moved Keith Stewart be reappointed to the Building Board of Appeals for a five-year term, which term will expire December 31, 2012, seconded by Mr. Hrishenko and carried unanimously.

REAPPOINT WILLIAM H. KIPP TO THE ENVIRONMENTAL ADVISORY COUNCIL – Mr. Hartman moved William H. Kipp be reappointed to the Environmental Advisory Council for a three-year term, which term will expire December 31, 2010, seconded by Mrs. Sable and carried unanimously.

REAPPOINT SALLY T. LIBSON TO THE ENVIRONMENTAL ADVISORY COUNCIL – Mr. Marwah moved Sally T. Libson be reappointed to the Environmental Advisory Council for a three-year term, which term will expire December 31, 2010, seconded by Mr. Hartman and carried unanimously.

REAPPOINT DAVID J. QUATCHAK TO THE PLANNING COMMISSION – Mr. Hartman moved David J. Quatchak be reappointed to the Planning Commission for a four-year term, which term will expire December 31, 2011, seconded by Mrs. Sable and carried unanimously.

APPOINT LAURA A. COOMBS TO THE PLANNING COMMISSION – Mr. Hrishenko moved Laura A. Coombs be appointed to the Planning Commission for a four-year term, which term will expire December 31, 2011, seconded by Mrs. Hopey and carried unanimously.

APPOINT SAMUEL G. LIBERTO TO THE PLANNING COMMISSION – Mrs. Hopey moved Samuel G. Liberto be appointed to the Planning Commission to fill the unexpired term of Amy E. Sable, which term will expire December 31, 2009, seconded by Mr. Hartman and carried unanimously.

REAPPOINT MICHELE L. CHETOKA TO THE RECREATION BOARD – Mrs. Sable moved Michele L. Chetoka be reappointed to the Recreation Board for a five-year term, which term will expire December 31, 2012, seconded by Mrs. Hopey 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, 2008, seconded by Mr. Marwah and carried unanimously.

REAPPOINT JAMES S. HARPER TO THE ZONING HEARING BOARD – Mr. Marwah moved James S. Harper be reappointed to the Zoning Hearing Board for a five-year term, which term will expire December 31, 2012, seconded by Mr. Hartman and carried unanimously.

BOROUGH MANAGER – No report.

SOLICITOR – Mr. Junker congratulated the officers on their elections. He hopes everyone can work together to do the best for the borough.

MR. HRISHENKO – Mr. Hrishenko stated that he was deeply honored to be elected by the voters to represent the people of Ward 1.

MRS. HOPEY – Mrs. Hopey thanked Council for nominating and electing her as Vice President.

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MRS. SABLE – Mrs. Sable thanked all those individuals who have been appointed/reappointed to the various boards and advisory councils. It is great that they are willing to serve their community and council appreciates their dedication.

MR. MARWAH – Mr. Marwah thanked the people of Franklin Park and especially the people in Ward 3 who re-elected him to represent Ward 3. He noted that he lives by two things: the truth and what is right. He then read two quotes by Abraham Lincoln that he lives by.

MR. HARTMAN – Mr. Hartman thanked the residents of Franklin Park and council. He noted that his name and phone number are in the telephone book.

STAFF MEMBERS – Staff thanked Council for their reappointments.

MRS. CREESE – Mrs. Creese thanked council for the opportunity to again serve as President. She pledged to do her very best for the residents and businesses in the community. It will be a busy year and there are many opportunities and challenges that council will have to cooperatively address by working together in a professional manner.

MOTION TO ADJOURN – Mr. Hartman moved to adjourn the meeting, seconded by Mr. Marwah and carried unanimously. The meeting adjourned at 7:37 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present: 32

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JANUARY 16, 2008**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, January 16, 2008 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:

Martha A. Creese, Presidentpresent
Richard H. Hartman, Second Vice Presidentpresent
Jane A. Hopey, Vice Presidentpresent
Ash K. Marwahpresent
Andrew Hrishenkopresent
Amy E. Sablepresent
Junior Councilperson Brenna Thorpepresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

Robert Max Junker, 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 Managerpresent
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Directorpresent

APPROVAL OF THE MINUTES – Mrs. Sable moved the minutes of the December 19, 2007 pre/post meeting, the December 19, 2007 regular meeting, the January 7, 2008 reorganization meeting and the January 7, 2008 work session, be approved, seconded by Mr. Hartman and carried unanimously.

TREASURER'S REPORT - Mr. Rocca read the Treasurer's Report for December 2007. General Fund receipts totaled \$275,418.29 and year-to-date receipts totaled \$6,256,635.61. General Fund expenditures totaled \$429,308.42 and year-to-date expenditures totaled \$6,120,648.53. Mr. Hartman moved the Treasurer's Report be accepted as read, seconded by Mr. Marwah and carried unanimously.

POLICE REPORT – Mayor Clark read the Police Report and activity report for the month of December 2007. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for December 2007. Mr. Phillips issued 7 permits and collected \$6,739 in fees. Total value of construction was \$709,981.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on January 7, 2008 to discuss the Teamsters labor contract and the Jenkinson Drive storm sewer project property acquisition.

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COMMENTS FROM THE FLOOR

Mr. Oscar Miller, 2406 Marble Lane – Mr. Miller expressed his opinion that Mr. Hrishenko should be permitted to attend all meetings and executive sessions to represent the residents in Ward 1, and he asked that the borough be consistent with regard to enforcing Borough Code. Mr. Hrishenko responded to Mr. Miller's comments and commented on the Franklin Nursery litigation. Mrs. Creese noted that Mr. Hrishenko was out of order for commenting on pending litigation, and Mr. Junker confirmed that the case is still in litigation.

Mrs. Betty Gail Dietz, 2442 Rochester Road – Mrs. Dietz commented on a flyer that was handed out at the recent senior citizen meeting, and she expressed her opinion that politics should not be brought to these social meetings. Mrs. Creese responded that council discussed this matter, and the solicitor will be advising council on a policy of conduct for elected officials.

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. Sable and carried unanimously.

HERITAGE UNITED PRESBYTERIAN CHURCH PLAN OF LOTS #2 – Mrs. Hopey moved preliminary and final approval be granted for the Subdivision Application submitted by Robert B. and Judith Shust and the Heritage United Presbyterian Church for the Heritage United Presbyterian Church Plan of Lots #2 for a lot line revision to convey property from the church to Robert & Judith Shust at the intersection of Wood Acres Court and Rochester Road in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated December 18, 2007, and the letter from W.E.C. Engineers dated December 18, 2007, seconded by Mr. Hrishenko and carried unanimously.

ORDINANCE NO. 560-2008, NUISANCE PROPERTIES – Mr. Junker summarized Ordinance No. 560-2008. Mrs. Sable moved Ordinance No. 560-2008 providing standards governing facilities and other dwellings as safe, sanitary and fit for human habitation; fixing certain responsibilities and duties of owners, operators and occupants of dwellings, dwelling units, rooming houses and rooming units; authorizing the inspection of dwellings and the vacating or removal of dwellings unfit for human habitation; providing for the removal, repair or demolition of any building or structure, which is or threatens to be a public nuisance, dangerous to the health, safety, welfare and morals of the residents of the borough and providing penalties thereof, be enacted, seconded by Mr. Hartman and carried unanimously.

RESOLUTION NO. 941-2008, AMENDING AND REVISING THE SCHEDULE OF FEES – Mr. Junker summarized Resolution No. 941-2008. Mr. Marwah moved Resolution No. 941-2008 amending and revising the schedule of fees per Borough ordinances, be adopted, seconded by Mrs. Hopey and carried unanimously.

NORTHLAND LIBRARY PAYMENT – Mr. Hartman moved the Treasurer's office be authorized to prepare a check in the amount of \$62,577.50 payable to Northland Library for the first quarter payment of 2008, seconded by Mrs. Sable and carried unanimously.

ADVERTISE FOR PUBLIC WORKS PAVER, VEHICLE AND TWO LABORERS – Mrs. Hopey moved the Secretary be authorized to advertise for the following in the public works department: 1) bids for a new paver; 2) bids for a new vehicle for the Superintendent; and 3) the hiring of two new laborers, seconded by Mr. Hartman and carried unanimously.

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ADVERTISE FOR IN-HOUSE BOROUGH ENGINEER – Mr. Hrishenko moved to authorize the Manager and Secretary to advertise for an in-house Borough Engineer, seconded by Mr. Marwah. Mrs. Hopey suggested tabling the motion and researching the matter further before moving forward. Mrs. Hopey moved to amend the previous motion and table it for another month, seconded by Mrs. Sable. Mrs. Creese called for a vote. Upon hearing opposition to this motion, Mrs. Creese then asked for a roll call vote:

Mrs. Creese – table the motion
Mr. Hartman – table the motion
Mrs. Hopey – table the motion
Mr. Hrishenko – no
Mr. Marwah – no
Mrs. Sable – table the motion

The motion was carried to table the motion.

RESIGNATION OF PATRICIA SMITH, RECEPTIONIST/SECRETARY – Mr. Hartman moved to accept the resignation of Patricia Smith, Receptionist/Secretary effective February 22, 2008, seconded by Mr. Marwah and carried unanimously.

MEMORANDUM OF AGREEMENT REGARDING THOMAS J. SMITH, TEAMSTERS LOCAL 249 – Mr. Hrishenko moved to approve a Memorandum of Agreement with Teamsters Local 249 to change Thomas J. Smith's title from Skilled Laborer to Mechanic and to authorize payment of the appropriate Mechanic's wages as listed in the labor agreement, seconded by Mrs. Sable and carried unanimously.

TRANS ASSOCIATES SUPPLEMENTAL AGREEMENT FOR CHANGES TO TRAFFIC SIGNAL TIMING
Mr. Marwah moved to approve a Supplemental Agreement with Trans Associates to provide consulting services at a cost of \$3,100 for changes to the timing of the traffic signals at the I-79/S.R. 910 corridor, seconded by Mr. Hartman and carried unanimously.

REAPPOINT FRANKLIN B. LIBSON TO THE MCCANDLESS INDUSTRIAL DEVELOPMENT AUTHORITY – Mr. Hartman moved to reappoint Franklin B. Libson to the McCandless Industrial Development Authority for a five-year term, which term will expire December 31, 2012, seconded by Mrs. Hopey and carried unanimously.

URBAN FORESTRY CONSULTANTS, INC. AGREEMENT FOR ASSISTANCE WITH THE SPD LAND, LLC LOGGING APPLICATION – Mr. Marwah moved to enter into an Agreement with Urban Forestry Consultants, Inc. of Shelocta, PA, at a cost of \$100 per hour, to assist the borough with the SPD Land, LLC logging application, seconded by Mrs. Sable and carried unanimously.

ADVERTISE FOR BIDS FOR MATERIALS FOR A NEW PAVILLION AT BLUEBERRY HILL PARK – Mrs. Hopey moved to authorize the Borough Secretary to advertise for the necessary contracts to construct the pavilion in the multi-purpose field to include: plumbing, poured concrete walls, dock planks and steel beams, seconded by Mr. Hartman and carried unanimously.

ESTABLISH NO SOLICITING POLICY AT BOROUGH SPONSORED EVENTS - Mr. Hartman moved to establish a policy that no soliciting take place at borough sponsored events. Council commented that this matter would be tabled until the solicitor reviews the matter further. No second was heard on the motion.

**BOROUGH OF FRANKLIN PARK
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WEDNESDAY, JANUARY 16, 2008**

MOTION TO RE-OPEN THE 2008 BUDGET – Mr. Marwah moved the 2008 budget be reopened to add a \$96,000 expense for senior citizen transportation service to be operated by North Hills Community Outreach, seconded by Mr. Hrishenko. Council then discussed the proposed transportation service, the survey mailed to borough residents regarding the transportation service and the North Hills Community Outreach proposal to provide the service. Several other transportation services offered through Allegheny County were reviewed, and a list will be available in the municipal building. Some members of council would like a transportation service to be started as soon as possible, and other members of council would like to gather more information before deciding if such a service should be implemented. Council has a common goal to help the senior citizens. Mr. Marwah then repeated his motion as previously stated. Mr. Junker reviewed the Borough Code requirements to re-open the budget. Mrs. Creese called for a vote. Upon hearing opposition to this motion, Mrs. Creese then asked for a roll call vote:

Mrs. Creese – no
Mr. Hartman – no
Mrs. Hopey – no
Mr. Hrishenko – yes
Mr. Marwah – yes
Mrs. Sable – no

The motion failed.

Some members of council commented further on their position regarding the proposed transportation service. A "No" vote by some council members did not indicate that they were opposed to senior transportation, but rather that they were opposed to the specific proposal at issue.

MRS. HOPEY – Mrs. Hopey announced that the Northland Library Authority Board met last night and elected Cindy Potter as President, Dan DeMarco as Vice President, Jane Hopey as Secretary and Paul Parobeck as Treasurer. Mrs. Hopey also noted that the borough is still working with North Hills Community Outreach on a senior citizen transportation service and will also consider other avenues.

MRS. CREESE – Mrs. Creese congratulated Mrs. Hopey on her election as Secretary for the Northland Library Authority Board.

MR. MARWAH – Mr. Marwah commented on a Commonwealth Court decision and a Supreme Court order several years ago regarding the Franklin Nursery. Council members questioned if it was appropriate to discuss this matter. Mr. Junker advised that this matter is part of the Franklin Nursery litigation and should not be discussed.

Mr. Marwah attended a Risk Assessment course today through the Local Government Academy. He noted that there is a new system of accounting controls, and he suggested that council meet with the auditors to find out how they are complying with the Statement of Auditing Standards. Mr. Rocca commented that in a council-manager form of government, typical day-to-day details are left to the Manager and staff. The auditors are familiar with the standards, and the staff will work with the auditors to make sure that these standards are adhered to.

GOLF COURSE SUPERINTENDENT/MANAGER

- The Equitrans reimbursement for the relocation of a gas pipeline at Clover Hill Golf Course has been increased by \$475.00 for the reimbursement of a tractor and overseeder. The total reimbursement will be \$11,998.72.
- Mr. Schweitzer has scheduled the removal of the present vending company this Friday, and the new vending company will be in operation on February 15
- The architect who is working on the 1st and 5th holes will be preparing drawings that should be available in late February/early March.
- Mr. Schweitzer is working on getting the new point of sale system in place, and he will follow up with a report to council.
- Last week the course was open on warm days. January revenues are approximately \$4,000, which is exceptional.

**BOROUGH OF FRANKLIN PARK
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WEDNESDAY, JANUARY 16, 2008**

ASSISTANT PARKS & RECREATION DIRECTOR

- The Winter Bonfire will be held at Blueberry Hill Park on Saturday, January 19th from 4-6 p.m.
- The Spring Recreation Newsletter should be mailed by the second week of February.
- The Recreation Board will meet next Tuesday at 7:30 p.m. at the municipal building. There are two positions currently available on the board. There are two residents interested in the positions, but the board is still advertising for the positions. If anyone is interested in serving on the Recreation Board, they should attend the meeting next Tuesday.

PARKS & RECREATION DIRECTOR

- They have addressed several drainage issues in Old Orchard Park, and they will continue to do so as the weather improves.
- The borough has been awarded a DCNR Grant in the amount of \$26,600 for the installation of lights on the volleyball and basketball courts at Blueberry Hill Park.
- February is Black History Month and the borough will have a Black History Month Celebration on February 15th. They are working with NA High School to provide a very educational and entertaining evening.

MR. HRISHENKO – Mr. Hrishenko commented that he should be notified of any changes to the agenda in advance of the meeting. It was noted that each council member receives an amended agenda at the pre-meeting and the changes underlined. Mr. Hrishenko asked that he be told of all changes.

MOTION TO ADJOURN – Mr. Marwah moved to adjourn the meeting, seconded by Mrs. Hopey 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, FEBRUARY 20, 2008**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, February 20, 2008 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Martha A. Creese called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese, Presidentpresent
Richard H. Hartman, Second Vice Presidentpresent
Jane A. Hopey, Vice Presidentpresent
Ash K. Marwahabsent
Andrew Hrishenkopresent
Amy E. Sablepresent
Junior Councilperson Brenna Thorpepresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

Robert Max Junker, 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 Managerpresent
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Directorpresent

APPROVAL OF THE MINUTES – Mrs. Sable moved the minutes of the January 16, 2008 pre/post meeting, the January 16, 2008 regular meeting and the February 6, 2008 work session, be approved, seconded by Mrs. Hopey and carried unanimously.

TREASURER'S REPORT - Mr. Rocca read the January 2008 Treasurer's Report. January 2008 receipts totaled \$556,705.19 and January 2008 expenditures totaled \$285,180.49. Year-to-date receipts totaled \$556,705.19 and year-to-date expenditures totaled \$285,180.49. Mrs. Hopey moved the Treasurer's Report be accepted as read, seconded by Mrs. Sable and carried unanimously.

POLICE REPORT – Mayor Clark read the Police Report and activity report for the month of January 2008. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for January 2008. Mr. Phillips issued 31 permits and collected \$16,918.00 in fees. Total value of construction was \$1,576,020.00.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on February 6, 2008 to discuss a personnel matter and an executive session was also held this evening to discuss a real estate matter and a personnel matter.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, FEBRUARY 20, 2008**

COMMENTS FROM THE FLOOR

Ms. Mary Ann Stearns, 2505 Matterhorn Drive – Ms. Stearns complimented the public works department for the excellent job on the roads handling the snow and ice.

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. Hartman and carried unanimously.

AMERICAN PUBLIC WORKS ASSOCIATION EQUIPMENT SHOW – Mrs. Sable moved to grant approval for the American Public Works Association, Western PA Chapter, to use Blueberry Hill Park and all facilities for an equipment show to be held on June 5, 2008, and to close the park to the public for this event, seconded by Mr. Hartman and carried unanimously.

RESOLUTION NO. 942-2008, DELETING AND REPLACING APPENDIX F, DETAIL F-1 (STREET CROSS SECTION DRAWING) TO THE SUBDIVISION AND LAND DEVELOPMENT ORDINANCE – Mr. Junker summarized Resolution No. 942-2008. Mrs. Hopey moved Resolution No. 942-2008 deleting and replacing Appendix F, Detail F-1 (street cross-section drawing) to the Borough's Subdivision and Land Development Ordinance pursuant to Section 184-10 of the Code of the Borough of Franklin Park, seconded by Mr. Hartman. Mrs. Sable moved to make a secondary motion to refer Resolution No. 942-2008 to the Planning Commission for them to review and to make a recommendation to council, seconded by Mrs. Hopey and carried unanimously.

RATIFY RETAINING ATTORNEY WAYNE V. DELUCA TO PROVIDE AN OPINION REGARDING MR. HRISHENKO'S PARTICIPATION IN EXECUTIVE SESSIONS – Mrs. Hopey moved to ratify retaining Attorney Wayne V. DeLuca of the Law Firm of Eddy, DeLuca, Gravina & Townsend to provide an opinion regarding Mr. Hrishenko's participation in executive sessions, discussions or votes regarding pending litigation when he is a named party in the litigation, seconded by Mr. Hartman. A vote was then taken. Mr. Hrishenko voted "no" and the other four council members voted "aye". The motion carried.

GRANT EASEMENT TO ROBERT AND LISA HOHMAN ACROSS LINBROOK PARK – Mr. Hrishenko moved to grant a 20' wide easement to Robert and Lisa Hohman across Linbrook Park, starting on Big Sewickley Creek Road and following the alignment of an existing municipal storm sewer to the Big Sewickley Creek, contingent upon review and approval of the easement drawing by the Borough Engineer and Solicitor, seconded by Mrs. Hopey and carried unanimously.

AGREEMENT WITH MARGERY Q. GUST FOR UNDERGROUND STORM DETENTION FACILITY – Mr. Hartman moved to authorize the Agreement with Mrs. Margery Q. Gust, granting the Borough an easement to place an underground storm detention facility on the Gust property, seconded by Mr. Hrishenko and carried unanimously.

RIGHT OF WAY AND EASEMENT AGREEMENT WITH MARGERY Q. GUST – Mrs. Sable moved to enter into a Right-of-Way and Easement Agreement with Margery Q. Gust, seconded by Mrs. Hopey and carried unanimously.

AWARD BID FOR JENKINSON DRIVE STORM SEWER PROJECT – Mrs. Hopey moved to award the bid for the Jenkinson Drive Storm Sewer Project, Alternate #1 to R&B Contracting & Excavation of West Homestead, PA, at a cost of \$168,925.75, seconded by Mr. Hartman and carried unanimously.

PURCHASE OUTDOOR BLEACHERS FOR SPORTS FIELDS – Mrs. Sable moved to authorize the purchase of nine (9) Outdoor Aluminum Bleachers from Recreation Resource, Inc. for sports fields in Borough parks at a cost of \$18,315.00 under Costars Contract No. 014-074, seconded by Mrs. Hopey and carried unanimously.

RUSTIC RIDGE PLAN, DENY ACCEPTANCE OF PUBLIC IMPROVEMENTS – Mr. Hartman moved to deny the request by Rustic Ridge Group for the Borough to accept the public improvements in the Rustic Ridge Plan, in accordance with the Borough Engineer's recommendation letter dated February 15, 2008, seconded by Mrs. Hopey and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, FEBRUARY 20, 2008**

RUSTIC RIDGE PLAN, PERFORMANCE BOND REDUCTION – Mrs. Hopey moved the Performance Bond in the amount of \$26,462.12 issued for the Rustic Ridge Subdivision Plan located off Wexford Bayne Road be reduced by \$24,613.71 leaving a balance of \$1,848.41, seconded by Mr. Hrishenko and carried unanimously.

ACCEPT RESIGNATION OF SAM LIBERTO FROM THE EAC – Mrs. Sable moved to accept the resignation of Sam Liberto from the Environmental Advisory Council, effective February 5, 2008, seconded by Mr. Hartman and carried unanimously.

APPOINT DONNA L. PLATT AS SECRETARY/RECEPTIONIST – Mr. Hrishenko moved Donna L. Platt be appointed as Secretary/Receptionist effective March 10, 2008 at an annual salary of \$25,000, seconded by Mrs. Sable and carried unanimously.

CHANGE MARY JO LEDONNE'S TITLE TO EIT CLERICAL ASSISTANT – Mrs. Hopey moved to change Mary Jo LeDonne's title from EIT Clerk to EIT Clerical Assistant, effective January 19, 2008, seconded by Mr. Hrishenko and carried unanimously.

INTRODUCE ORDINANCE NO. 561-2008, CABLE FRANCHISE AGREEMENT WITH NORTH PITTSBURGH TELEPHONE COMPANY – Mr. Junker introduced Ordinance No. 561-2008 authorizing the execution of a Cable Franchise Agreement between the Borough and North Pittsburgh Telephone Company. This ordinance will be properly advertised for enactment at a future meeting.

INTRODUCE ORDINANCE NO. 562-2008 AUTHORIZING MTSA TO SERVICE LOT AND BLOCK 1067-K-201 – Mr. Junker introduced Ordinance No. 562-2008 authorizing the McCandless Township Sewer Authority (MTSA) to service Lot and Block 1067-K-201 that lies within the Borough and designating MTSA as the exclusive provider of sanitary sewer service for said lot. This ordinance will be properly advertised for enactment at a future meeting.

BOROUGH MANAGER – Mr. Rocca commented on the Hohman easement across Linbrook Park, noting that the purpose of the easement is to allow the property owner to install a small treatment facility. The State requires that the property owner have the easement to install their small treatment facility. This should not impact the operation of the park.

MRS. HOPEY – Mrs. Hopey announced that Northland Library would be celebrating their 40th Anniversary on October 25, 2008, and the foundation will hold a dinner and fundraiser on that day. She will have more information at next meeting or she can be contacted directly via email.

Council recently received a packet of information that included Codes of Conduct for other municipalities. After reading this information, Mrs. Hopey remarked that in the past council and the mayor were criticized for making comments and expressing personal opinions at the end of the public meeting. She noted that council and the mayor cannot express their personal opinions during the public comment portion of the meeting. Personal remarks and comments may be made at the end of the meeting. If the public is interested in hearing these comments, the public should stay for the entire meeting. Mr. Hrishenko noted that the example Codes of Conduct provided were from Colorado and Australia, and they were not from Pennsylvania.

JUNIOR COUNCILPERSON, BRENNA THORPE – Miss Thorpe noted that the spring musical at North Allegheny High School would be "Bye Bye Birdie". The musical will run from March 12-16 and tickets will go on sale February 25.

SUPERINTENDENT OF PUBLIC WORKS

- Mr. Merriman thanked Ms. Stearns for her compliment to the public works department.
- He thanked council for approving the use of Blueberry Hill Park for the APWA equipment show in June.
- He has received, and is reviewing, over 140 applications for two laborers positions.
- They have been performing snow and ice removal with the recent weather, and they are catching up on some other projects.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, FEBRUARY 20, 2008**

BUILDING INSPECTOR/ZONING OFFICER

- The Planning Commission reviewed three applications last night: Franklin Run, Baumgartner office building and the Children's Hospital site. All applications were tabled until the March meeting. On February 14 the Zoning Hearing Board denied the application by Mr. Simon and the T-Mobile application was continued until April.

ASSISTANT PARKS & RECREATION DIRECTOR

- Miss Morris reported that they met with the printer today to provide final revisions for the Newsletter, and they should begin printing the Newsletter next week.
- The Winter Special Needs Program was held at Ross Township Community Center on Saturday, February 16 with 29 special needs individuals attending.

PARKS & RECREATION DIRECTOR

- Mr. Watenpool has been working on preparing the documents for the construction of a new pavilion at Blueberry Hill Park. Three components for the pavilion will be advertised for bid.
- They are continuing to work on tree removal in Linbrook Park and trees are continuing to fall due to the recent weather.
- They started to install the new park signs in Blueberry Hill Park.
- He noted that the purchase of the nine aluminum bleachers is required to comply with safety laws. The bleachers that will be purchased are five-seat high, and they will have railings around them. The borough will purchase a total of 9 bleachers. The Ingomar/Franklin Park Athletic Association will reimburse the borough for the purchase of 6 and the Lacrosse Association will reimburse the borough for the purchase of 1.
- The first Black History Month Celebration was held on February 15 with approximately 60 in attendance. It was a good evening and will probably become an annual event.
- In the beginning of March, Mr. Watenpool and Miss Morris will attend the PA State Parks & Recreation Society Conference at Seven Springs. They were recently notified by the State that they would receive an Excellence in Programming award at the conference for the Pioneer History Hands On Living Program.

GOLF COURSE SUPERINTENDENT/MANAGER

- Mr. Schweitzer noted that they are continuing the work that he noted in his monthly report to council.
- He is getting bids together for a new booster pump for the irrigation system.
- He anticipates that the course should reopen full-time in approximately 4 weeks.

MOTION TO ADJOURN – Mr. Hartman moved to adjourn the meeting, seconded by Mrs. Hopy and carried unanimously. The meeting adjourned at 8:36 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MARCH 19, 2008**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, March 19, 2008 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Council President Martha Creese called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese, Presidentpresent
Richard H. Hartman, Second Vice Presidentpresent
Jane A. Hopey, Vice Presidentpresent
Ash K. Marwahpresent
Andrew Hrishenkopresent
Amy E. Sablepresent
Junior Councilperson Brenna Thorpepresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

Robert Max Junker, 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 Managerpresent
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Directorpresent

RECOGNITION OF FORMER COUNCILMAN JAMES W. LAWRENCE – Sara Kennedy from State Representative Mike Turzai's office presented Mr. Lawrence with a citation for his service to the community. Mrs. Creese presented Mr. Lawrence with Resolution No. 940-2008 recognizing his service on borough council. Mr. Lawrence thanked the mayor, council and staff. Mrs. Sable moved Resolution No. 940-2008 recognizing James W. Lawrence for his service on Borough Council, be adopted, seconded by Mr. Hartman and carried unanimously.

APPROVAL OF THE MINUTES – Mrs. Hopey moved the minutes of the February 20, 2008 pre/post meeting, the February 20, 2008 regular meeting, and the March 5, 2008 work session, be approved, seconded by Mrs. Sable and carried unanimously.

TREASURER'S REPORT - Mr. Rocca read the February 2008 Treasurer's Report. February 2008 receipts totaled \$404,755.08 and February 2008 expenditures totaled \$540,079.15. Year-to-date receipts totaled \$961,460.27 and year-to-date expenditures totaled \$825,259.64. Mrs. Sable moved the Treasurer's Report be accepted as read, seconded by Mr. Marwah and carried unanimously.

POLICE REPORT – Mayor Clark read the Police Report and activity report for the month of February 2008. Mayor Clark noted that he had received a letter from Mr. Chuck Rowell commending Officer Kevin Lestitian for outstanding work on a case involving Mr. Rowell. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MARCH 19, 2008**

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for February 2008. Mr. Phillips issued 35 permits and collected \$22,824.00 in fees. Total value of construction was \$2,898,386.00.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on March 5, 2008 to discuss police contract negotiations.

COMMENTS FROM THE FLOOR

Kenneth Yarsky, attorney representing Eddy Homes— Mr. Yarsky was present on behalf of his client, Eddy Homes, the developer of the Scarlett Ridge Plan. Mr. Yarsky asked for clarification and a formal response regarding some of the issues that have arisen relative to the completion of the Scarlett Ridge Plan. He questioned the borough requirement that 80% of a development must be built out before the borough accepts the streets and appurtenances, as well as the ongoing cost for snow removal and engineering bills. Mr. Junker indicated that he had sent a letter to Mr. Yarsky in December 2007, and he had not received any response. Mr. Junker then responded to Mr. Yarsky's comments this evening, and he indicated that discussion could continue between the attorneys via letter or phone. Mr. Rocca explained the development process and the borough requirement for acceptance of improvements. Mrs. Creese indicated that the borough would get back to Mr. Yarsky.

Mr. Charles Duffy, 2319 Nicholson Road – Mr. Duffy had sent a letter to the borough requesting that the speed limit on Nicholson Road be decreased. Mr. Rocca noted that council had discussed Mr. Duffy's request, and had sent a letter to PennDOT requesting that the speed limit be lowered. PennDOT has indicated that they will study the road and make a determination. Mr. Duffy asked what else he and other residents could do, and council suggested that they send letters to PennDOT. It was noted that the borough has made several requests in the past for PennDOT to reduce the speed limit on Nicholson Road.

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.

EDWARD HOLZER & NORMA JEAN HUFFMYER SUBDIVISION APPLICATION – Mr. Hrishenko moved preliminary and final approval be granted for the subdivision application submitted by Edward Holzer and Norma Jean Huffmyer for the subdivision of one lot into two lots at the property located at 2118 Reis Run Road, in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated March 14, 2008 and the letter from W.E.C. Engineering dated March 13, 2008, seconded by Mrs. Hopey and carried unanimously.

ORDINANCE NO. 561-2008, CABLE FRANCHISE AGREEMENT WITH NORTH PITTSBURGH TELEPHONE COMPANY – Mr. Junker summarized Ordinance No. 561-2008. Mrs. Hopey moved Ordinance No. 561-2008 authorizing the execution of a Cable Franchise Agreement between the Borough and North Pittsburgh Telephone Company, be enacted, seconded by Mrs. Sable and carried unanimously.

ORDINANCE NO. 562-2008, AUTHORIZING MTSA TO SERVICE LOT AND BLOCK 1067-K-201 (BRETT MARS PROPERTY) – Mr. Junker summarized Ordinance No. 562-2008. Mr. Hartman moved Ordinance No. 562-2008 authorizing the McCandless Township Sewer Authority (MTSA) to service Lot and Block 1067-K-201 that lies within the Borough and designating MTSA as the exclusive provider of sanitary sewer service for said lot, be enacted. Mr. Hrishenko indicated that he would abstain from voting because his property and private road about the subject property, and there may be a conflict of interest. Mr. Hrishenko had provided the secretary with a memorandum dated March 19, 2008 indicating the reason for his abstention. The motion was then seconded by Mrs. Hopey and voted upon. The motion carried.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MARCH 19, 2008**

INTRODUCE ORDINANCE NO. 563-2008, ACCEPTING AND ADOPTING HERITAGE DRIVE IN THE HERITAGE ESTATES PLAN

– Mr. Junker introduced Ordinance No. 563-2008 accepting and adopting as a Borough street 715 feet of Heritage Drive in the Heritage Estates 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 K & R LeDonne, LP to maintain aforesaid improvements for a period of 18 months and requiring a surety bond, as recommended by W.E.C. Engineers in the letter dated February 15, 2008. This ordinance will be properly advertised for enactment at a future meeting.

INTRODUCE ORDINANCE NO. 564-2008, ACCEPTING & ADOPTING A 20' STORM SEWER EASEMENT IN LOT #6 IN THE HERITAGE ESTATES PLAN

– Mr. Junker introduced Ordinance No. 564-2008 accepting and adopting as Borough facilities all that certain 20' storm sewer easement extension and storm sewer line, catch basin, connections and appurtenances in Lot #6 in the Heritage Estates Plan of Lots, as more fully described in the Dedication dated March 5, 2008. This ordinance will be properly advertised for enactment at a future meeting.

AWARD BID FOR NEW SUV FOR PUBLIC WORKS SUPERINTENDENT

– Mrs. Hopey moved Mick's North Hills Chrysler Jeep be awarded the bid to provide one new 2008 Jeep Liberty Sport 4x4, with the trade in of one 2002 Jeep Liberty 4x4, at a cost of \$16,806.50 to be used by the Superintendent of Public Works, and the Secretary be authorized to return the bid security to the unsuccessful bidder, seconded by Mr. Hartman and carried unanimously.

REJECT BID FOR HOLLOW CORE PRESTRESSED CONCRETE PLANKS FOR PAVILION AT BLUEBERRY HILL PARK

– Mrs. Sable moved to reject the sole bid received to deliver, install and attach hollow core prestressed concrete planks for the new pavilion in Blueberry Hill Park, and the Secretary be authorized to advertise for a General Contractor for the construction of the new pavilion in Blueberry Hill Park, seconded by Mrs. Hopey and carried unanimously.

APPOINT MARLENE GAYSEK-LASKEY AS EIT CLERK

– Mr. Hrishenko moved Marlene Gaysek-Laskey be appointed as EIT Clerk effective March 31, 2008 at a rate of \$10.51 per hour, seconded by Mrs. Hopey and carried unanimously.

APPOINT LORI R. MERRIMAN TO THE ENVIRONMENTAL ADVISORY COUNCIL

– Mr. Marwah moved Lori R. Merriman be appointed to the Environmental Advisory Council to fill the unexpired term of Sam Liberto, which term will expire December 31, 2009, seconded by Mr. Hartman and carried unanimously.

AGREEMENT TO VACATE RECORDED EMERGENCY ACCESS EASEMENT, 2434 TRACI DRIVE

– Mrs. Sable moved to approve the Agreement to Vacate Recorded Emergency Access Easement within Lot 408 in the West Gate Plan #4, which is known as 2434 Traci Drive, seconded by Mr. Hrishenko and carried unanimously.

REAPPROVE SAINTS JOHN & PAUL SUBDIVISION APPLICATION

– Mrs. Hopey moved to reapprove the Subdivision Application submitted by Saints John & Paul Parish Charitable Trust, for the property located at 2586 Wexford Bayne Road for a lot line revision in the R-4 zoning district, with all of the conditions as set forth when the plan was originally granted preliminary and final approval on December 19, 2007, seconded by Mr. Marwah and carried unanimously.

REAPPROVE SAINTS JOHN & PAUL LAND DEVELOPMENT APPLICATION

– Mr. Hartman moved to reapprove the Land Development Application submitted by Saints John & Paul Parish Charitable Trust, for the property located at 2586 Wexford Bayne Road for the construction of a new building and site improvements in the R-4 zoning district, with all of the conditions as set forth when the plan was originally granted preliminary and final approval on December 19, 2007, seconded by Mr. Marwah and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MARCH 19, 2008**

PURCHASE BLAWNOX PAVER THROUGH FEDERAL CONTRACT – Mr. Marwah moved to purchase a PF150 Blawnox Paver from Rudd Equipment, Leetsdale, PA at a cost of \$140,417.00, less \$22,000.00 trade in value for the 2002 PF150 Blawnox Paver for a final purchase price of \$118,417.00, under Federal Contract No. SP0500-05-D-0006, seconded by Mr. Hartman and carried unanimously.

BOROUGH MANAGER – Mr. Rocca commented that even though we are approving the cable franchise agreement with North Pittsburgh Telephone Company, its successor, Consolidated Communications would not be in a position to provide immediate cable service. They are building off the infrastructure, and it will take 2-3 years to complete.

MRS. HOPEY – Mrs. Hopey noted that Mr. Lawrence was elected to council with four other “rookie” council members. He took his job very seriously and he had no personal agenda. It was a pleasure working with him.

MR. HRISHENKO – Mr. Hrishenko wished Mr. Lawrence good luck and good health, and he thanked him for his service.

JUNIOR COUNCILPERSON, BRENNIA THORPE – Miss Thorpe stated that it was a pleasure working with Mr. Lawrence.

MRS. CREESE – Mrs. Creese noted that Mr. Lawrence always exhibited such passion and enthusiasm, and it was a pleasure working with him.

SUPERINTENDENT OF PUBLIC WORKS

- Public works is working on street dig outs in preparation of paving season.
- They are working on the addition to the maintenance building.
- Mr. Merriman thanked council for approving the purchase of a paver and new vehicle. He noted that the paver purchase is under budget.

PARKS & RECREATION DIRECTOR

- Mr. Watenpool thanked Mr. Lawrence for his help while he was on council and noted that he enjoyed working with him.
- Mr. Watenpool met with Chief Dorsch to determine the best location for the new street signs in Blueberry Hill Park. The new 10 MPH speed limit signs, Watch Children signs and stop signs have been installed in the park.
- The DogiPots have been installed in Old Orchard Park, Blueberry Hill Park and Linbrook Park, and they have been well used.
- They are preparing for the Easter Egg Hunt and Lunch with the Easter Bunny.
- Miss Morris has been asked to be a speaker for a recreation class at Penn State, and Mr. Watenpool has been asked to meet with students at Slippery Rock University to help provide them with direction for their future.

ASSISTANT PARKS & RECREATION DIRECTOR

- The Easter Egg Hunt and Lunch with the Easter Bunny will be held on Saturday.
- Miss Morris informed council that Mr. Watenpool was honored at the recent PRPS Conference with a four-year recognition award for his president's position with PRPS District 1.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MARCH 19, 2008**

GOLF COURSE SUPERINTENDENT/MANAGER

- Mr. Schweitzer thanked Mr. Lawrence for his support and insight.
- The golf course has received two used golf carts for this season.
- The golf course has been granted a membership by the Western PA Golf Association.
- The golf course architect has promised drawings by next week, and Mr. Schweitzer will distribute them to council via email. The drawings will be discussed at the April work session.
- The point of sale system has been ordered. Mr. Schweitzer met with his staff and the IT representative from the company regarding the design and customizing of the program for the golf course. The system should be in place next week.
- Mr. Schweitzer is working with a new processor for debit, credit and gift cards.
- The design work is being completed for the electrical service for the booster pump.
- They are finishing up equipment.
- The vending machines are installed and the room is complete.
- The course is ready to open when weather permits.

ANNOUNCEMENT OF EXECUTIVE SESSION – Mrs. Creese announced that an executive session was held prior to this meeting to discuss personnel and litigation.

MAYOR CLARK, NORTH JOURNAL CITIZEN OF THE YEAR FOR 2008 – Mrs. Creese announced that Mayor Clark was named the North Journal Citizen of the Year for 2008. Mayor Clark stated that it has been a pleasure serving the borough in many capacities.

MOTION TO ADJOURN – Mr. Hartman moved to adjourn the meeting, seconded by Mrs. Hopy and carried unanimously. The meeting adjourned at 8:58 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, APRIL 16, 2008**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, April 16, 2008 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Council President Martha Creese called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese, President present
Richard H. Hartman, Second Vice President present
Jane A. Hopey, Vice President present
Ash K. Marwah present
Andrew Hrishenko present
Amy E. Sable present
Junior Councilperson Brenna Thorpe present
Mayor G. Reynolds Clark present

ENGINEER:

Bob Nedzesky, W.E.C. Engineers present

SOLICITOR:

Robert Max Junker, Law Offices of Ira Weiss present

STAFF:

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

APPROVAL OF THE MINUTES – Mrs. Hopey moved the minutes of the March 19, 2008 pre/post meeting, the March 19, 2008 regular meeting and the April 2, 2008 work session, be approved, seconded by Mr. Hrishenko and carried unanimously.

TREASURER'S REPORT - Mr. Rocca read the March 2008 Treasurer's Report. March 2008 receipts totaled \$201,821.29 and March 2008 expenditures totaled \$329,288.90. Year-to-date receipts totaled \$1,163,281.56 and year-to-date expenditures totaled \$1,154,548.54. Mrs. Sable 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 March 2008. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for March 2008. Mr. Phillips issued 12 permits and collected \$9,799.00 in fees. Total value of construction was \$1,249,844.00.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on April 2, 2008 to discuss the Teamsters Union Contract.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, APRIL 16, 2008**

COMMENTS FROM THE FLOOR

Mr. William H. Kipp, PhD, 1505 Brimfield Drive – Dr. Kipp identified himself as the Chairman of the Environmental Advisory Committee and noted that he serves on various other committees. Dr. Kipp stated that he was asked to chair the Code of Conduct Committee, and they have held one meeting on March 31, 2008. The committee set a schedule to provide a draft of the Code of Conduct to council by the May work session and they are on target. Dr. Kipp then read the purpose of the Code of Conduct from the proposed draft. “The purpose of the Code of Conduct is to promote good government and maintain the public trust. This Code sets forth the requirements of behavior for elected and appointed officials in carrying out their responsibilities. The Code will help Franklin Park officials to understand the standards that are expected of them. It will also enhance public confidence in the integrity of borough government. Lastly, it will assist each official to act honestly and to exercise a reasonable degree of care and diligence when carrying out their official duties.” Dr. Kipp noted that anything else you hear or read that contradicts what he just said is not correct.

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. Sable and carried unanimously.

PUBLIC HEARING – BELLA FRUTTETO, LLC, LIQUOR LICENSE TRANSFER APPLICATION –

Mrs. Creese turned the meeting over to Mr. Junker to conduct a public hearing for the purpose of receiving comments and recommendations of interested individuals regarding an application submitted by Bella Frutteto, LLC for an inter-municipal 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. A court reporter was present to take a verbatim transcript of the hearing, which is contained in the borough files.

Mr. Junker reviewed the procedure for the public hearings this evening. Mr. Louie Caputo represented the applicant. Mr. Caputo provided information about the owners and the proposed restaurant. He noted that the restaurant would be an upscale Italian eatery. Council asked several questions. It was noted that there is another liquor license within 200 feet of this proposed location. Mr. Caputo and Mr. Jeff Rook, one of the owners, answered questions. Mr. Robert Linsenmayer spoke noting that he and his wife own Mary Lee's Meals, which is also located in the Franklin Village Shops, and he was also speaking on behalf of the owner of Damien's Hair Salon. Mr. Linsenmayer spoke in favor of the liquor license transfer. Mr. Jonathan Clunies, Secretariat Drive, also spoke in support of the liquor license transfer. Mr. Anthony Dolan of Walnut Capital, one of the owners of the property in question, spoke in favor of the liquor license transfer. Council members and Mayor Clark further commented on the application. The public comment portion was closed. There was then further discussion by council, and they decided to proceed with the next hearing before moving forward and making a motion on this application.

At the conclusion of the Madir Enterprises, LLC public hearing, Mr. Junker re-opened this hearing and called for a motion. Mrs. Sable moved to table the application submitted by Bella Frutteto, LLC for an inter-municipal 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 and to elect to take the 60 days for the extension for a decision to be made, seconded by Mrs. Hopey and carried unanimously.

PUBLIC HEARING – MADIR ENTERPRISES, LLC, LIQUOR LICENSE TRANSFER APPLICATION -

Mrs. Creese turned the meeting over to Mr. Junker to conduct a public hearing for the purpose of receiving comments and recommendations of interested individuals regarding an application submitted by Madir Enterprises, LLC for an inter-municipal liquor license transfer into the Borough of Franklin Park at 2572 Brandt School Road in the Uni-Mart Plaza. A court reporter was present to take a verbatim transcript of the hearing, which is contained in the borough files. Mr. Mark Kozar of Flaherty & O'Hara, represented Madir LLC. Mr. Kozar provided information about the applicant and the proposed restaurant. The restaurant will be a casual family full-service restaurant with an Italian motif and menu. Council asked several questions. Mr. Keith Meinert, the landlord of the property, indicated that he has spoken with the other tenants in the plaza, and they have no opposition to the application. There was a lengthy discussion regarding the parking in the plaza and the fact that gasoline is sold in the plaza. Mr. Eric Lloyd spoke in favor of the transfer of the liquor license. The public comment portion was closed. There was a request to see a parking layout for the plaza. Council discussed and agreed to table this application, as well as the application from the previous hearing.

**BOROUGH OF FRANKLIN PARK
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Mrs. Hopey moved to table the application submitted by Madir Enterprises, LLC for an inter-municipal liquor license transfer into the Borough of Franklin Park at 2572 Brandt School Road in the Uni-Mart Plaza, and to elect to take the 60 days for the extension for a decision to be made, seconded by Mrs. Sable and carried unanimously.

PUBLIC HEARING – SEWICKLEY CREEK GREENHOUSE, CONDITIONAL USE APPLICATION -

Mrs. Creese turned the meeting over to Mr. Junker to conduct a public hearing to consider a Conditional Use Application submitted by Sewickley Creek Greenhouse. A court reporter was present to take a verbatim transcript of the hearing, which is contained in the borough files. It was noted that the Planning Commission met last night and recommended approval of this conditional use application subject to several conditions as listed on Mr. Phillips revised staff report dated April 16, 2008. Mr. George Jones and Mr. John Helbling reviewed the application, noting that they are requesting to sell bulk material and landscape material on their site. The existing use is a greenhouse/nursery and there are no bulk sales on the premises at this time. The conditions imposed by the Planning Commission last evening are acceptable to the applicant. The bulk materials would include mushroom manure, mulch, decorative stone and topsoil. Council members asked questions regarding the property and application. Mr. Oscar Miller, 2406 Marble Lane, voiced a concern about the open storage of organic materials, such as mulch and manure and the movement of nitrates and phosphates into the creek, as well as seepage into the ground. The applicant indicated that they do not want to, nor do they intend to contaminate the creek. It was noted that there are no provisions or regulations in the borough code regarding this issue, but the borough could contact the DEP and the Fish Commission.

Mrs. Hopey moved approval be granted for the Conditional Use Application submitted by Sewickley Creek Greenhouse to allow outside sales and storage of bulk materials on the property located at 2639 Big Sewickley Creek Road in the R-1 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated April 16, 2008, seconded by Mrs. Sable and carried unanimously.

NEVILLE ISLAND COMMONS, LLC CONSOLIDATION PLAN (FIVE POINTS) – Mrs. Hopey moved preliminary and final approval be granted for the subdivision application submitted by Charles Snyder for the Neville Island Commons, LLC Consolidation Plan, to consolidate three lots into one lot at the Five Points Intersection in the M-1 zoning district (1728 Locust Road, 2413 Rochester Road and 2415 Rochester Road), contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated March 27, 2008 and the letter from W.E.C. Engineering dated April 4, 2008. No second was heard and no vote was taken.

Mrs. Sable moved to table that motion until we have clarification as to title of the property from the applicant, seconded by Mrs. Hopey. Mr. Junker noted that at the last work session, Mr. Hrishenko pointed out a question regarding a strip of property running right through the area that appeared to be outside the deed. The borough has requested a title report to clear up that inconsistency, and we hope that once it is provided, council could consider approval. The motion was then voted upon and was carried unanimously.

FRANKLIN RUN PLAN OF LOTS, SUBDIVISION APPLICATION – Mr. Marwah moved preliminary and final approval be granted for the subdivision application submitted by James West for the Franklin Run Plan of Lots for 34 new residential lots on a portion of the Tree of Life Cemetery property located on Reis Run Road in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated April 16, 2008 and the letter from W.E.C. Engineering dated April 9, 2008, seconded by Mr. Hrishenko and carried unanimously.

CHILDREN'S HOSPITAL OF PITTSBURGH SITE IMPROVEMENTS, REVISED LAND DEVELOPMENT

APPLICATION – Mrs. Sable moved preliminary and final approval be granted for the revised land development application submitted by Children's Hospital of Pittsburgh for site improvements which include the increase of parking area on the site located at 2599 Wexford Bayne Road in the M-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated April 16, 2008 and the letter from W.E.C. Engineering dated April 9, 2008, seconded by Mr. Hrishenko and carried unanimously.

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ORDINANCE NO. 563-2008, ACCEPTING & ADOPTING HERITAGE DRIVE IN THE HERITAGE ESTATES PLAN

– Mr. Junker summarized Ordinance No. 563-2008. Mrs. Sable moved Ordinance No. 563-2008 accepting and adopting as a Borough street 715 feet of Heritage Drive in the Heritage Estates 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 K & R LeDonne, LP to maintain aforesaid improvements for a period of 18 months and requiring a surety bond, as recommended by W.E.C. Engineers in the letter dated February 15, 2008, be enacted, seconded by Mr. Hartman and carried unanimously.

ORDINANCE NO. 564-2008, 20' STORM SEWER EASEMENT IN LOT #6 IN THE HERITAGE ESTATES PLAN OF LOTS

– Mr. Junker summarized Ordinance No. 564-2008. Mr. Hartman moved Ordinance No. 564-2008 accepting and adopting as Borough facilities all that certain 20' storm sewer easement extension and storm sewer line, catch basin, connections and appurtenances in Lot #6 in the Heritage Estates Plan of Lots, as more fully described in the Dedication dated March 5, 2008, be enacted, seconded by Mr. Marwah and carried unanimously.

HERITAGE ESTATES PLAN, RELEASE SET-ASIDE AGREEMENT FOR DEVELOPMENT

– Mr. Marwah moved to release the Set-Aside Agreement in the amended amount of \$51,976.47 for the Heritage Estates Plan of Lots, in accordance with the Borough Engineer's recommendation letter dated February 15, 2008, seconded by Mr. Hartman and carried unanimously.

AGREEMENT WITH DONEGAL CONSTRUCTION CORP. FOR MILLING & DISPOSAL OF BITUMINOUS PAVEMENT MATERIALS

– Mrs. Sable moved to extend the current Agreement between the Borough and Donegal Construction Corporation of Greensburg, PA for milling and disposal of bituminous pavement materials for the period April 9, 2008 through September 28, 2008, by the previous contract unit price, seconded by Mrs. Hopey and carried unanimously.

AUTHORIZE PURCHASE OF 2 NEW POLICE CARS THROUGH SHACOG BID – Mr. Marwah moved to authorize the purchase of two (2) 2008 Ford Crown Victoria Police Interceptors from Woltz & Wind Ford, Inc. of Heidelberg, PA, at a cost of \$21,836.00 per vehicle, under the Joint Bid for Police Vehicles submitted to the SHACOG Purchasing Alliance for its bid opening on October 22, 2007, seconded by Mr. Hartman and carried unanimously.

APPOINT KAREN S. PHILLIPS, V.M.D. TO THE ENVIRONMENTAL ADVISORY COUNCIL

– Mr. Hrishenko moved to appoint Karen S. Phillips, V.M.D. to the Environmental Advisory Council for a three year term, which term will expire December 31, 2010, seconded by Mrs. Sable and carried unanimously.

NORTHLAND LIBRARY, SECOND QUARTER PAYMENT – Mr. Hartman moved the Treasurer's office be authorized to prepare a check in the amount of \$62,577.50 payable to Northland Library for the second quarter payment of 2008, seconded by Mr. Marwah and carried unanimously.

BOROUGH MANAGER – Mr. Rocca announced that Franklin Park, in conjunction with all North Hills communities, would be conducting a spring clean-up day as part of the Earth Day celebration. Letters were mailed to all residents who live along a stream asking them to remove any debris that may go downstream during a heavy rain. Public works will pick up debris on Monday, April 21, 2008. Mr. Rocca also encouraged everyone to vote on April 22, 2008.

MR. HRISHENKO – Mr. Hrishenko stated that he was surprised that Dr. Kipp spoke for the Code of Conduct Committee, since he was not aware that Dr. Kipp was a member of the committee. Mrs. Creese noted that as Council President she appointed Dr. Kipp as the chair of the committee. Mr. Junker clarified that once a committee is given a task, the matter is out of council's hands.

SUPERINTENDENT OF PUBLIC WORKS

- Mr. Merriman reported that public works is continuing to collect brush and leaves.
- The contractor began work on the Jenkinson Drive Storm Sewer Project.

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ASSISTANT PARKS & RECREATION DIRECTOR

- Miss Morris reported that the Square Dance was held this past Saturday with approximately 50 people attending.
- On April 26, 2008, the Wildflower Hike will be held at Linbrook Park and the Perennial Exchange will be held at Blueberry Hill Park.
- Summer programs are filling up very rapidly, and they are planning second and third sessions when possible.

PARKS & RECREATION DIRECTOR

- Mr. Watenpool reported that the parks department has been performing spring maintenance on the fields to get them in shape for the ball games. They have also started grass cutting and grooming the trail in Old Orchard Park.
- Mr. Watenpool noted that he had a unique opportunity last Wednesday evening to meet with three graduating seniors at Slippery Rock University. He reviewed their portfolios, interviewed them and provided them with guidance as they are ready to go out into the field of recreation.

GOLF COURSE SUPERINTENDENT/MANAGER

- Mr. Schweitzer noted that play is picking up and the weather has been good. He will provide a detailed round and revenue report in May.
- The aerification and spring maintenance is complete.
- The backflows have been tested and have both passed.
- They will fill the system on Friday and do a test in preparation for the booster pump. Penn Power has finished their design work, and it will cost approximately \$1,800 to have their service upgraded to upgrade the golf course service.
- The Western PA Golf System handicapped computer will be installed this Friday. Within 2 weeks the course will be measured and rated.
- Material from the Jenkinson Drive project is being hauled to the golf course at the #1 green location at the end of King Charles. Most of the material will be used for the redesign of this hole. Mr. Schweitzer would also like to create a mound and swale that would create a buffer between the golf course property and the Manesiotis property. The contractor working on the Jenkinson Drive Project has offered to construct the mound at no cost with the material he is hauling to the golf course. The mound will be capped with topsoil and will be seeded by golf course staff. In the future they could also put in additional plantings. Council concurred.
- The architect was supposed to provide drawings two weeks ago. He has assured Mr. Schweitzer that he will have copies for council at the May work session.
- The point of service (POS) system was delivered last week and the programming is not living up to the promises made by the company personnel. They are working to resolve the issues and some of the restrictions of the software may prohibit a positive outcome. Mr. Schweitzer will report further at the May work session. After training employees on the POS system, two staff members were on the borderline of resigning because the system is more complicated than it should be.
- The clubhouse staff and one part-time groundstaff employee were called back to work. He will hire one additional new part-time summer worker.
- The course is open from 7 a.m. to 8:30 p.m., seven days a week. In peak season the course will be open from 5:30 a.m. to 9:30 p.m. seven days a week.
- The juniors program is moving along and a junior golf association qualifier is scheduled at Clover Hill on May 17, 2008. Mr. Schweitzer reviewed the proposed junior golf league program.
- The gift card design has been completed and gift cards will be available soon.
- Mr. Schweitzer will attend the Senior Expo sponsored by Senator Jane C. Orié to promote Clover Hill Golf Course.
- Mr. Schweitzer has been doing a lot of advertising for the golf course. They are doing a register to win a round of golf with Chris Hoak of the Steelers and Bret Keisel will also participate.

**BOROUGH OF FRANKLIN PARK
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MOTION TO ADJOURN – Mr. Hartman moved to adjourn the meeting, seconded by Mrs. Hopey and carried unanimously. The meeting adjourned at 10:08 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 84

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL SPECIAL MEETING - SENIOR CITIZEN TRANSPORTATION
WEDNESDAY, APRIL 23, 2008**

A special meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, April 23, 2008 at 7:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237, to discuss a proposed senior citizen transportation program.

Council President Martha Creese called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese, President	present
Richard H. Hartman, Second Vice President	present
Jane A. Hopey, Vice President	present
Ash K. Marwah	present
Andrew Hrishenko	present
Amy E. Sable	present
Junior Councilperson Brenna Thorpe	present
Mayor G. Reynolds Clark	absent

STAFF:

Cathy Krummert, Borough Secretary	present
Ambrose Rocca, Borough Manager	present

Mr. Rocca announced that Mayor Clark works at the University of Pittsburgh, and the Chancellor of University was recently injured. Because of this injury, Mayor Clark's workload at the University has increased, and he is unable to attend this meeting.

OPENING REMARKS BY COUNCIL PRESIDENT MARTHA CREESE – Mrs. Creese noted that the purpose of this meeting is to receive comments from the audience regarding the need for senior transportation. The borough has also invited Ms. Holly Dick from Access Community to make a presentation regarding all senior transportation programs that are currently available in, and provided by, Allegheny County. After the presentation, the audience may make comments. At the conclusion of the public comment portion, council will discuss the information presented and will decide the best course of action to take.

PRESENTATION BY MS. HOLLY DICK, ALLEGHENY COUNTY, ACCESS COMMUNITY LIAISON – Ms. Holly Dick of Access Transportation made a presentation regarding the available transportation programs in Allegheny County.

Port Authority Bus Service (13J) – This bus service is chiefly a rush hour service in the morning and afternoon that runs from Franklin Park to the City of Pittsburgh. Bus schedules are available on the table in the back of the room. All seniors over the age of 65 are entitled to free bus service, 24 hours per day. She noted that The Port Authority is starting its Connect 09 Program, where they will look at the entire bus system throughout Allegheny County, and they will be rebuilding it from the ground up. They will be holding a series of public hearings within the next few months in various areas of the county. Residents will be able to attend the hearings and tell the Port Authority what they want in the way of bus service.

MATP (Medical Assistance Transportation Program) – This program is available to current medical assistance recipients. This service provides free bus tickets or paratransit on Access to medical appointments. Medical assistance recipients can call their caseworker and apply for MATP. Pamphlets are available on the table in the back of the room.

The main two paratransit (supplement to bus service) services in Allegheny County are Access and OPT.

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Access – The Port Authority sponsors Access and it has two main components. One component is a program for people with disabilities under the age of 65, and the second component is the 65+ program. Access is a shared ride program, where you share a ride with other people who are going at about the same time in roughly the same direction. Sharing a ride keeps the cost way down. The Pennsylvania Lottery funds Access 65+ service and anyone in Allegheny County who is over the age of 65 is eligible. Riders pay about 15% of cost; the Pennsylvania Lottery pays for the other 85%. It is an advanced reservation service and rides must be scheduled the day before. It is a door-to-door service. The driver will meet you at the front door, take you to the vehicle, secure you properly and the driver will take you to the front door of your destination. This service uses tickets rather than cash. Riders can purchase a book of 20 tickets for \$12.60 (\$.62 per ticket). The amount of tickets you pay depends on the distance of your trip. Access can be used for any purpose from 6 a.m. to midnight, every day of the year. The only time the service is shut down is if the Pittsburgh City Schools are closed because of inclement weather. Access is a brokerage and they subcontract with the Port Authority. Access in turn has eight companies that subcontract with Access. Each of these companies is assigned to a particular geographical area of Allegheny County. The Northern Area Center provides transportation for most of this area. The Northern Area Center is a non-profit company that provides transportation under the Access umbrella. They provide local transportation, as well as transportation to Pittsburgh or Oakland. Three different types of vehicles are available: taxi cabs or cars, shopper vans and lift vans. They have an on-time window that extends from 10 minutes before to 20 minutes after the designated pick-up time. They suggest that riders allow one-hour for a ride, unless they are going far within the county. Seniors can sign up for the service at the offices of State Senator Jane C. Oriole and State Representative Mike Turzai. Tickets may then be purchased by mail. Escorts over the age of 65 are expected to use their tickets. If a younger person is escorting someone, they can purchase companion tickets for \$2.50.

OPT (Older Persons Transportation) – OPT is sponsored by the Area Agency on Aging, which is a county agency. Tickets for OPT cost \$5.00 for a book of 20 tickets. OPT can only be used for certain purposes. The first purpose is for two round trip medical trips per month. If a doctor prescribes treatment, a rider can use OPT as many times as the doctor prescribes. The second purpose is to go to any senior center in Allegheny County. OPT can also be used for a weekly food shopping trip. Two or more individuals can ask their carrier to set up a weekly food trip or join one that is already set up. The driver can assist the rider with up to four regular size grocery bags. They are considering some future additional service to carry bags into the home. Riders can sign up at a local senior center. In this area the two closest senior centers are The Benedictine Center in Ross Township and the Northern Area Center located in the Nativity Lutheran Church on Mt. Royal Boulevard in Hampton Township. Riders can sign up for OPT at age 60. Escorts can go along free of charge.

Ms. Dick stated that she encourages everyone over the age of 65 to sign up for Access and OPT in case it is ever needed in a hurry. The paperwork takes about two weeks to process. Ms. Dick brought pamphlets that are available on the back table.

Ms. Dick also noted that Access has also set up shuttle services in some areas. If there were sufficient need, they would dedicate one vehicle to provide transportation in a designated area, such as the Franklin Park area. If there are sufficient numbers of riders who use it everyday, they will dedicate a vehicle to the area at no cost to the borough. If not, the borough can work with Access to provide whatever kind of shuttle service it wants.

PUBLIC COMMENTS

Mrs. Marilyn Senik, 2515 Hopkins Church Road – Mrs. Senik voiced her opposition to the borough establishing a senior transportation program. Mrs. Senik provided several reasons and statistics to support her opinion.

Mrs. Betty Gail Dietz, 2442 Rochester Road – Mrs. Dietz voiced her opposition to the borough establishing a senior transportation system.

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Mr. Bob Galbraith, 1565 Lenora Drive – Mr. Galbraith spoke in favor of establishing a senior transportation system. He indicated that he has vision problems and would use the service. He would appreciate some possibility to work something out, and he will also look into Access. Mr. Galbraith indicated that when he had completed his survey he was responding favorably toward a service to be provided by the borough. However, if the Access services will meet his need, and it is not costing the borough any money, it would suit him just fine. He stated that it has a major impact on your life when you live in the suburbs and cannot drive.

Mr. Rocca – Mr. Rocca indicated that the borough had mailed surveys to approximately 4,500 homes last fall, and approximately 580 surveys were returned. Of the surveys returned, approximately 45 households indicated that they would use a senior citizen transportation service. Responses varied from using the service once per week to possibility needing the service in the future. The general feeling among those responding to the survey was that the minimum cost should be \$5 per trip. Sixty-two residents volunteered to drive. Council then discussed a volunteer based system because utilizing a van with a fixed route would be expensive (\$100,000 the first year and \$50,000 per year thereafter). The second proposal for a volunteer based system included \$25,000 in administrative costs and council felt that this was very expensive. The third option council discussed was a taxi-based system where the borough would reimburse residents for a portion of their ride (50% of fee suggested) on a limited basis. Mr. Rocca commented that transportation systems are very expensive to run. Ross Township is paying \$15-\$16 per trip for their transportation system, and they are in a more congested area than Franklin Park; our costs would be higher. Councilwoman Sable had suggested talking to the residents to find out their needs, and that is why this meeting was scheduled. Mr. Rocca encouraged everyone to come forward and provide opinions and indicate need.

Mr. Marwah – Mr. Marwah noted that council has been discussing several options for a senior transportation system. He reviewed the responses to Question #6 on the survey and noted that if the borough would consider the original proposal from North Hills Community Outreach to purchase a 14-passenger van, and charge \$2.00 per trip, the borough would make money on the program. Mr. Marwah noted that he and Mr. Hrishenko met with Ms. Dick last week at Access, and their proposal is even better than what the borough can do on our own. It would be more economical and it would also service the handicapped. Access could run a dedicated van in Franklin Park and McCandless if there are enough riders, and they have started a discussion with McCandless already. Mr. Marwah asked how many riders we would need to justify a dedicated van?

Ms. Dick responded that they could do some surveying to come up with some proposals for a dedicated vehicle. She indicated that currently there are approximately 161 people over the age of 65 in Franklin Park registered for Access, and somewhat under 2,000 in McCandless. If the borough would put on a big campaign to make people aware of the service, we would probably get more people to use the service. Ms. Dick also mentioned that there could be a combination of pre-scheduled stops and on-demand service. All Access carriers screen and train all drivers; they test for drug and alcohol use; they have strict liability insurance requirements; they provide vehicle maintenance and safety standards and inspections for all vehicles.

Mrs. Creese – Mrs. Creese indicated that council would prefer to meet the need without spending tax dollars. If there is a need, all of us have a common goal to address those needs. Most council members were previously in agreement that a borough subsidized taxi-based system would be the best approach. However, she noted that only 45 people responded that they would use a transportation service, and it did not seem feasible when the county has several options available. However, Council would like to help our residents.

Ms. Barbara Brock, 2347 Wilvan Lane – Ms. Brock responded that she does not need the service now, but she may need it in the future, and she is in favor of providing a service. She noted that she was not aware of all of the services provided by Access. She encouraged council to investigate Access and noted that riders would be willing to pay their fair share. She asked if riders could use Access on a daily basis. Ms. Dick responded that riders could use Access as many times as they want. Ms. Dick also noted that the riders would be paying their fair share by using the tickets they had purchased.

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Mr. Hartman – Mr. Hartman noted that his grandson has used Access for the last 12-14 years to travel to and from work. He noted that the Access program has been very sufficient. Mr. Hartman asked why the Mobility transportation service closed years ago.

Mrs. Pat Beatty, 1598 Arndt Road – Mrs. Beatty indicated that she had previously worked for Mobility, a transportation company that was located in a building at the Five Points Intersection years ago. Mobility was then bought out by Laidlaw, and after a few years they decided to disband the service because they said it was not feasible. Mrs. Beatty asked about a possible shuttle service to be provided by Access and how it would be funded. Ms. Dick responded that if there were a sufficient amount of riders to keep a vehicle busy in the area, there would be no cost to the borough; the riders would pay for the service. Ms. Dick indicated that the borough could also subsidize a dedicated shuttle. Mrs. Beatty also noted that local churches provide transportation for their members. She also suggested that the borough could match volunteer drivers to those in need. Mrs. Creese noted that the borough contacted all of the churches in the borough, and they are all willing to help any one in need of transportation. She also noted that the borough had discussed a volunteer program, and there was a concern about the liability. Mrs. Beatty also stated that no tax money should be spent.

Mrs. Jane Wetzel – Ms. Wetzel indicated that her husband has vision problems and had previously looked into Access. She indicated that he had to qualify for the service. She asked that the borough make information about transportation services more available to residents. She was also concerned about safety issues on both sides.

Mr. Marwah – Mr. Marwah asked if the borough could subsidize a shuttle service through Access if it is made available to everyone. Ms. Dick responded that it would be possible. Mr. Marwah noted that this is another option to consider.

Mrs. Cindy Lang, 2379 Wharrey Drive – Mrs. Lang spoke in favor of a transportation program. Her father does not drive and he visits her mother at a nursing home. She indicated that her father would be comfortable with someone he knew that was local. Currently, five family members provide transportation for him. Mrs. Lang also indicated that the low response of those who would use the service might be because senior citizens could not read or complete the survey.

Mrs. Creese – Mrs. Creese noted that the borough has to be mindful of spending public dollars on a service for a small portion of the residents in the borough (45 out of 14,000 residents) when there are other services available. However, there is a common goal to help the residents of the borough, and we will try to address the needs of everyone.

Mr. Ray Beatty, 1598 Arndt Road – Mr. Beatty stated that there is no need for a borough sponsored transportation program when there are so many services available through Allegheny County.

Mr. Marwah – Mr. Marwah once again reviewed the responses to Question #6 on the survey and noted that the number of responses to Question #2 on the survey is contradictory. Mr. Rocca noted that the survey was not statistically sound and was done in-house. The survey provided a general guideline as to what the residents want, but it was not specific. There was some confusion and residents had problems understanding how they should complete some of the questions. Mr. Marwah noted that the borough uses tax dollars for other public services such as, maintaining roads, police service, fire protection, Northland Library, and we should also contribute toward this type of public service.

Mrs. Hopey – Mrs. Hopey reminded everyone that Connect 09 would be holding public meetings to gather input to rebuild their service. All persons who cannot drive should make an effort to attend these public meetings. The borough will post this information on our web page.

Ms. Maria Christina – Ms. Christina lives in the borough and she is an outreach manager for the North Hills Community Outreach (NHCO). The NHCO Faith in Action Program utilizes volunteers to provide transportation for senior citizens or adults with disabilities. They provide volunteers who are trained by NHCO. They work with church groups to match drivers with those in need.

**BOROUGH OF FRANKLIN PARK
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DISCUSSION BY COUNCIL AND MAYOR OF FUTURE DIRECTION –

Mrs. Hopey noted that Access is doing a wonderful job.

Mr. Marwah suggested looking at the Access proposals and considering a shuttle for older people or a shuttle for everybody. He also noted that the borough should consider subsidizing the shuttle.

Mrs. Hopey responded that the PA Lottery already subsidizes Access. She noted that the borough's role is to be here to provide information to the public and to help them understand what is available.

Mrs. Sable noted that she was appointed to council in December when council was discussing purchasing a van for transportation. She suggested holding this meeting to find out what the seniors need. She knew that Access existed, and she called them to find out more information about their service. Through the phone and their web site, she was able to obtain a chart in the Pittsburgh Senior News that outlined the transportation options in Allegheny County. Her biggest concern is that the borough does not duplicate a service that is already offered. She noted that Access is a wonderful option that is cost effective and will not cost our taxpayers any additional money. Mrs. Sable also had thought that seniors might want to go out with a group of other seniors on scheduled trips. Ms. Dick noted that group trips could be planned and set up through Access. Mrs. Sable feels that Access is the answer the borough is looking for, and the borough must do a better job of making this information available and easily accessible to residents. We can put the information on our web page and in the newsletter.

Mrs. Creese agreed and encouraged everyone to take the information that is available this evening. She also noted that residents may call their council members directly.

The Pittsburgh Senior News is also a great source of information. It is available online at www.pittsburghseniornews.com and they will deliver free copies to areas of Allegheny County.

Mr. Hrishenko stated that the borough is heading in the right direction by holding this meeting. This is something that is well deserved for senior citizens, and we should have compassion and help out the senior citizens.

Mrs. Hopey thanked Ms. Dick for coming this evening; it was very informative. She noted that Access is a great program that the borough cannot duplicate.

Mrs. Sable thanked Ms. Dick and everyone in the audience for attending this evening.

Mr. Marwah is delighted that this is coming to a conclusion, and we will have some service started - the sooner the better.

Mr. Hartman thanked Ms. Dick for coming and for providing transportation services for his grandson.

Brenna Thorpe, Junior Councilperson, stated that she is glad that things are moving along. She thanked Ms. Dick for coming this evening, and she thanked Mrs. Sable for looking into the transportation options that are already available.

Mrs. Creese thanked the audience and Ms. Dick for coming this evening.

**BOROUGH OF FRANKLIN PARK
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MOTION TO ADJOURN – Mr. Hartman moved to adjourn the meeting, seconded by Mrs. Sable and carried unanimously. The meeting adjourned at 8:37 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 26

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MAY 21, 2008**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, May 21, 2008 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Council President Martha Creese called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese, Presidentpresent
Richard H. Hartman, Second Vice Presidentpresent
Jane A. Hopey, Vice Presidentpresent
Ash K. Marwahpresent
Andrew Hrishenkopresent
Amy E. Sablepresent
Junior Councilperson Brenna Thorpepresent
Mayor G. Reynolds Clarkabsent

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

Robert Max Junker, 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 Managerpresent
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Directorpresent

ACKNOWLEDGE RECIPIENTS OF THE 2008 FRANKLIN PARK COMMUNITY SCHOLARSHIP –

Mrs. Creese announced the names of the scholarship recipients and presented each scholarship winner in attendance with a payment voucher to be completed by the college or university of their choice:

1. Natalie Baldasare, Colony Court (not present)
2. Molly Boyce, Cole Road (attending Pitt Honors for Nursing)
3. Patrick Fives, Meadow Road (attending Wake Forest majoring in Finance)
4. Joseph Kridgen, Willow Oak Drive (not present)
5. Dana Lynch, Riva Ridge Court (attending University of Dayton majoring in Psychology)
6. John Migliozi, King James Drive (not present)
7. Virginia Thistle, Matterhorn Drive (attending United States Naval Academy)
8. Brenna Thorpe, Alydar Drive (attending Penn State Honors College majoring in Journalism or Secondary Education)
9. Kyle Walter, Lindenwood Drive – Mel Lubert Memorial Scholarship recipient (not present)

APPROVAL OF THE MINUTES – Mrs. Sable moved the minutes of the April 16, 2008 pre/post meeting, the April 16, 2008 regular meeting, the April 23, 2008 special meeting and the May 7, 2008 work session, be approved, seconded by Mr. Hartman. The motion was then voted upon and Mr. Marwah voted “No”. The motion carried.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MAY 21, 2008**

TREASURER'S REPORT - Mr. Rocca read the May 2008 Treasurer's Report. May 2008 receipts totaled \$624,946.26 and May 2008 expenditures totaled \$531,779.24. Year-to-date receipts totaled \$1,788,227.82 and year-to-date expenditures totaled \$1,686,327.78. Mr. Hartman moved the Treasurer's Report be accepted as read, seconded by Mrs. Sable and carried unanimously.

POLICE REPORT – Chief Dorsch read the Police Report and activity report for the month of May 2008. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for May 2008. Mr. Phillips issued 28 permits and collected \$22,038.00 in fees. Total value of construction was \$2,510,791.00.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that executive sessions were held on April 16, 2008 to discuss potential litigation regarding the Nicholson Woods Plan and the Teamsters Union contract and on May 7, 2008 to discuss the Teamsters Union contract and matters related to the initiation and conduct of investigations of possible or certain violations of the law pertaining to state grant funds and on May 21, 2008 for quasi-judicial deliberations.

COMMENTS FROM THE FLOOR

Betty Gail Dietz, 2442 Rochester Road – Mrs. Dietz had signed in to speak, but she indicated that she would reserve the right to speak later.

Laura Coombs, 2554 Shellburne Drive – Mrs. Coombs had signed in to speak, but she indicated that she would reserve the right to speak later.

Mrs. Hopey – Mrs. Hopey noted that she wanted to make a statement regarding a comment that was made at the last work session. Mr. Junker noted that it would be more appropriate at the end of the meeting under comments from council members.

BELLA FRUTTETO, LLC REQUEST FOR LIQUOR LICENSE TRANSFER INTO THE BOROUGH -

Mrs. Sable moved to take from the table Resolution No. 943-2008 relating to the transfer of a liquor license into the borough by Bella Frutteto, LLC, seconded by Mr. Marwah and carried unanimously. Mr. Junker summarized Resolution No. 943-2008. Mr. Marwah moved Resolution No. 943-2008 approving the transfer of a liquor license into the Borough of Franklin Park, by Bella Frutteto, LLC, at 2602 Brandt School Road in the Franklin Village Shops at the intersection of Brandt School Road and S.R. 910, be adopted, seconded by Mrs. Sable. The motion was then voted upon and Mr. Hartman voted "No". The motion carried.

MADIR ENTERPRISES, LLC REQUEST FOR LIQUOR LICENSE TRANSFER INTO THE BOROUGH –

Mrs. Sable moved to take from the table Resolution No. 944-2008 relating to the transfer of a liquor license into the borough by Madir Enterprises, LLC, seconded by Mr. Marwah and carried unanimously. Mr. Junker summarized Resolution No. 944-2008. Mr. Marwah moved Resolution No. 944-2008 approving the transfer of a liquor license into the Borough of Franklin Park, by Madir Enterprises, LLC, at 2572 Brandt School Road in the Uni-Mart Plaza, be adopted, seconded by Mr. Hrishenko. Mrs. Hopey then moved to amend the motion to add the following to the resolution: Be it further resolved that this approval is conditioned upon the PLCB investigating and taking whatever action is necessary and appropriate in a conditional license agreement with regards to the proximity of the gasoline pumps to the establishment seeking this license, seconded by Mrs. Sable. The motion was then voted upon and Mr. Hartman voted "No". The motion carried.

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. Marwah and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MAY 21, 2008**

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

AWARD SPRING COMMODITIES BID – Mrs. Sable moved Lindy Paving, Inc. of New Castle, PA be awarded the bid for Bituminous Surfacing Materials and trucking (ID 2 Binder, ID 2 Wearing, ID 2 Modified, Superpave 9.5 millimeter, Superpave 19 millimeter and Superpave 25 millimeter) under the 2008 spring commodities bids submitted to the SHACOG Purchasing Alliance for its bid opening on March 24, 2008, seconded by Mrs. Hopey and carried unanimously.

JENKINSON DRIVE STORM SEWER PROJECT, PAYMENT #1 – Mrs. Hopey moved to ratify the payment in the amount of \$118,533.39 be made to R&B Contracting & Excavation representing the first payment for the Jenkinson Drive Storm Sewer Project for work completed, as recommended by W.E.C. Engineers in the letter dated May 5, 2008, seconded by Mr. Hartman and carried unanimously.

NORTHLAND LIBRARY EXPANSION PROJECT – Mr. Marwah moved to support a \$120,000 expansion for the Northland Public Library, seconded by Mrs. Sable and carried unanimously.

APPOINT MARK FRANKEL TO THE RECREATION BOARD – Mr. Hartman moved Mark Frankel be appointed to the Recreation Board to fill the unexpired term of Robert Hitson, which term will expire December 31, 2010, seconded by Mr. Marwah and carried unanimously.

AWARD BID FOR A GENERAL CONTRACTOR FOR THE CONSTRUCTION OF A NEW PAVILION AT BLUEBERRY HILL PARK – Mr. Hrishenko moved Jerry Horn Construction Inc., be awarded the bid as the General Contractor for the construction of the lower level of the new pavilion in Blueberry Hill Park, at a cost of \$120,400.00 and the Secretary be authorized to return the bid securities to the unsuccessful bidders, seconded by Mr. Hartman and carried unanimously.

RESIGNATION OF LORI MERRIMAN FROM THE EAC – Mrs. Sable moved to accept the resignation of Lori Merriman from the Environmental Advisory Council effective May 14, 2008, seconded by Mr. Marwah and carried unanimously.

APPOINT ANGELA BAEHR TO THE EAC – Mr. Marwah moved to appoint Angela Baehr to the Environmental Advisory Council to fill the unexpired term of Lori Merriman, which term will expire December 31, 2008, seconded by Mrs. Sable and carried unanimously.

RESOLUTION NO. 945-2008, JOINT BID FOR AUTOMATED REFUSE AND RECYCLING COLLECTION SERVICE – Mr. Junker summarized Resolution No. 945-2008. Mrs. Hopey moved Resolution No. 945-2008 declaring the intention of the Borough of Franklin Park, the Town of McCandless and the Township of Ohio to jointly bid and implement an automated refuse and recycling collection service by March 31, 2010, be adopted, seconded by Mr. Hartman. Mr. Marwah commented that he has strong reservations about this resolution because the automated system will cost more and the containers are expensive. Mr. Rocca explained that at this point the borough is only investigating establishing such a service. We are submitting a \$500,000.00 grant application to the DEP to help purchase two of the three containers on behalf of the residents. The resolution represents the borough's intention to explore this service. There is language in the resolution that council will have the discretion in the future to choose between automated and manual collection; whichever option is in the best interest of the borough. Automated collection helps to provide a cleaner environment and it is likely that the cost of automated collection will be lower in the future. The motion was then voted upon. Mr. Marwah voted "No" and Mr. Hrishenko voted "No". The motion carried.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MAY 21, 2008**

RESOLUTION NO. 946-2008, APPLICATION PROCEDURES FOR INTER-MUNICIPAL LIQUOR LICENSE TRANSFER – Mr. Junker summarized Resolution No. 946-2008. Mrs. Hopey moved Resolution No. 946-2008 setting procedures for the application for an inter-municipal liquor license transfer into the Borough of Franklin Park, seconded by Mr. Marwah and carried unanimously.

DANGEROUS STRUCTURE LOCATED AT 1599 ARNDT ROAD – Mrs. Sable moved to authorize the demolition of the dangerous structure located at 1599 Arndt Road, Pittsburgh, PA 15237 pending the removal of the preliminary injunction issued by the Court of Common Pleas of Allegheny County on the 21st day of May 2008, in the matter of Countrywide Home Loans Inc. vs. the Borough of Franklin Park and in accordance with the Building Inspector/Zoning Officer's notices posted on the property and advertised on March 26, 2008 and April 2, 2008 and in accordance with W.E.C. Engineers' letter dated April 28, 2008, to authorize the Borough to enter into a demolition agreement with Tom Sipes in the amount of \$3,200, and to authorize the Solicitor to collect the cost thereof together with a ten percent (10%) penalty in the manner provided by law for the collection of municipal claims, seconded by Mr. Hartman and carried unanimously.

AUTHORIZE THE PREPARATION OF A DEFINED CONTRIBUTION PENSION PLAN FOR THE NON-UNIFORMED EMPLOYEES – Mrs. Hopey moved to authorize the law firm of Rhoades & Wodarczyk to prepare a defined contribution plan for the borough non-uniformed employees at a cost not to exceed \$10,000, in accordance with the proposal contained in the firm's February 18, 2008 letter, seconded by Mr. Hartman and carried unanimously.

BOROUGH MANAGER – Mr. Rocca commented that at the beginning of the meeting everyone saw some very talented young individuals in our community who received scholarships. In order to provide these scholarships, the borough must raise the funds. We are beginning to raise money for next year's scholarships, and the Scholarship Golf Outing will be held on July 21st at Shannopin Country Club.

Mr. Rocca noted that scholarship recipient Virginia Thistle had informed the borough that most of her expenses are paid. However, she will have to pay an \$8,500 fee that is assessed to all midshipmen. The Scholarship Committee reviewed the information, and decided that she deserved a scholarship and it should go toward this fee.

SOLICITOR – Mr. Junker congratulated the scholarship winners.

MR. HRISHENKO – Mr. Hrishenko congratulated the scholarship recipients.

MRS. HOPEY – Mrs. Hopey congratulated the scholarship recipients. Mrs. Hopey then read a statement addressing comments made by Mr. Hrishenko at the May 7, 2008 work session regarding the installation of air conditioning at the Clover Hill Golf Course in 2007 by Hopey Heating. Mr. Rocca confirmed that the minutes clearly show that council had discussed this item and was in agreement that the work should be done. Hopey Heating was reimbursed for the equipment that was purchased and Hopey Heating donated their labor.

MR. HRISHENKO – Mr. Hrishenko responded that the law speaks for itself. He has taken an oath to enforce the laws of the borough and that is what he intends to do.

MRS. SABLE – Mrs. Sable congratulated the scholarship recipients. She also noted that she voted in favor of Resolution No. 945-2008 because of the intent to investigate the automated service and it permits the borough to apply for a \$500,000.00 grant. Without the motion, the borough would not be permitted to apply for the grant. It is not a vote to put the automated collection in place at this time.

MR. MARWAH – Mr. Marwah congratulated the scholarship recipients. He also noted that through the first four months of this year, the earned income tax collection has gone up by \$500,000.00 from \$2.2 million to \$2.7 million. He has discussed this with staff, and it will be looked at again at the end of the next quarter.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MAY 21, 2008**

MR. HARTMAN – Mr. Hartman stated that it is great that there are so many bright young individuals in the community. Mr. Hartman read a statement addressing Mr. Marwah's letter to the Allegheny County Elections Department regarding Mr. Hartman's campaign finance report.

JUNIOR COUNCILPERSON BRENNIA THORPE – Miss Thorpe, on behalf of the scholarship recipients, thanked everyone involved with awarding the scholarships. Mrs. Creese noted that Miss Thorpe has been a very active participant as the junior councilperson and everyone is proud of her. She will continue to serve as the junior councilperson until the next junior councilperson is appointed.

SUPERINTENDENT OF PUBLIC WORKS

- Mr. Merriman noted that we have had a very rainy spring. The Jenkinson Drive Project has come to a stumble. Most of the remaining work is restoration and asphalt work and neither can be done in the rain.
- The milling and paving program started on Tuesday. They have milled Magee Road Extension and they will begin milling Locust Road tomorrow. Paving will begin after Memorial Day.

ASSISTANT PARKS & RECREATION DIRECTOR

- Miss Morris noted that the spring programs are coming to a close.
- They have received an overwhelming response to some of the summer programs. They have added more sessions when possible and some programs are closed.
- They are preparing for Festival in the Park on Saturday, June 28th at 2:30 p.m.
- The parks & recreation department intern started last week and she is doing very well.

PARKS & RECREATION DIRECTOR

- Mr. Watenpool noted that the rain has made it difficult to work on many projects. The parks department is working on mulching and planting flowers.
- The borough received a donation of approximately 70 Rose of Sharon and the boy scouts planted them at Blueberry Hill Park last Sunday.
- They have finished fertilizing in the parks.
- Speed bumps have been purchased and will be installed in Blueberry Hill Park. When the bridge over Nicholson Road is closed for construction, additional traffic is expected through the park. The speed bumps will be needed for the safety of the children in the park.

GOLF COURSE SUPERINTENDENT/MANAGER

- Mr. Schweitzer indicated that the rain has affected play. The golf leagues have been the anchor this year and they have helped the numbers.
- Two qualifiers have been set up for the juniors program the next two Saturdays, and they are establishing leagues on Saturdays. There have been many inquiries about the program.
- They are waiting to have the slope rating and measurement done on the golf course. It should be completed within the next week, and then they can proceed with the new scorecards.
- The golf course is in great shape; we just need some good weather.

Mrs. Junker announced that council would move into an executive session following the meeting to discuss the Teamsters Union contract.

MOTION TO ADJOURN – Mr. Hartman moved to adjourn the meeting, seconded by Mr. Marwah 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, JUNE 18, 2008**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, June 18, 2008 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Council President Martha Creese called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese, Presidentpresent
Richard H. Hartman, Second Vice Presidentpresent
Jane A. Hopey, Vice Presidentpresent
Ash K. Marwahpresent
Andrew Hrishenkopresent
Amy E. Sablepresent
Junior Councilperson Brenna Thorpepresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

Gregory Gleason, 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 Managerpresent
Bill Schweitzer, Golf Course Superintendent.....absent
Jim Watenpool, Parks & Recreation Directorpresent

APPROVAL OF THE MINUTES – Mr. Hartman moved the minutes of the May 21, 2008 pre/post meeting, the May 21, 2008 regular meeting and the June 4, 2008 work session, be approved, seconded by Mrs. Sable and carried unanimously.

TREASURER'S REPORT - Mr. Rocca read the May 2008 Treasurer's Report. May 2008 receipts totaled \$1,026,577.67 and May 2008 expenditures totaled \$500,728.97. Year-to-date receipts totaled \$2,814,805.49 and year-to-date expenditures totaled \$ 2,187,056.75. 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 May 2008. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for May 2008. Mr. Phillips issued 33 permits and collected \$33,427.00 in fees. Total value of construction was \$4,685,482.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on May 21, 2008 to discuss the Teamsters Union contract, hiring and property acquisition.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JUNE 18, 2008**

COMMENTS FROM THE FLOOR

Betty Gail Dietz, 2442 Rochester Road – Mrs. Dietz had signed in to speak, but she indicated that she would reserve the right to speak later in the meeting.

Oscar Miller, 2406 Marble Lane – Mr. Miller indicated that the map contained in the long range planning book was incorrect. Mr. Rocca responded that it is unfortunate that this is the map that was approved in the comprehensive plan and the discrepancies were discovered after the fact. He also noted that the map on the website includes a note that it is not the official map and there are some discrepancies. The borough is in the process of addressing this matter. Mr. Miller also asked questions about the overlay zoning that is being discussed by the borough. Mr. Rocca and Mr. Phillips responded by explaining overlay districts. Mr. Rocca also noted that staff would be glad to sit down with Mr. Miller and go over these items in detail.

Arlene Abbs, 2510 Abbs Crest Lane - Mrs. Abbs spoke about a robbery that occurred at her home last year. She thanked the police department for going above and beyond to help her find her belongings. Mayor Clark noted that it was not above and beyond the call of duty and all officers would have followed the same protocol.

NEVILLE ISLAND COMMONS, LLC CONSOLIDATION PLAN – Mrs. Sable moved to take from the table the subdivision application submitted by Charles Snyder for the Neville Island Commons, LLC Consolidation Plan, seconded by Mrs. Hopey and carried unanimously. Mr. Marwah moved preliminary and final approval be granted for the subdivision application submitted by Charles Snyder for the Neville Island Commons, LLC Consolidation Plan, to consolidate three lots into one lot at the Five Points Intersection in the M-1 zoning district (1728 Locust Road, 2413 Rochester Road and 2415 Rochester Road), contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated June 11, 2008 and the letter from W.E.C. Engineering dated June 13, 2008. Mr. Gleason then clarified that prior to the meeting council discussed and agreed to amend the motion to include that the borough must receive adequate assurance that the easement has been properly conveyed. The motion was then seconded by Mrs. Hopey 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. Sable and carried unanimously.

PUBLIC HEARING, CONDITIONAL USE APPLICATION , FRANKLIN B. LIBSON HOME OCCUPATION

Mrs. Creese turned the meeting over to Mr. Gleason to conduct a public hearing. A court reporter was present to take a verbatim transcript. No public comments were heard and there was no discussion regarding the application. Mrs. Hopey moved approval be granted for the Conditional Use Application for Home Occupation submitted by Franklin B. Libson for a professional office to be located at 2356 Sylmar Drive in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated June 11, 2008, seconded by Mr. Hartman and carried unanimously.

BRANDTVIEW PLACE LOT 100 REVISED – Mrs. Sable moved preliminary and final approval be granted for the Subdivision Application submitted by Maronda Homes Inc. for Brandtview Place Lot 100 Revised, a finalization of lot lines for Lot 100 in the Brandtview Place Plan of Lots in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated May 29, 2008 and the letter from W.E.C. Engineering dated June 4, 2008, seconded by Mrs. Hopey and carried unanimously.

RECREATION BOARD BYLAWS, PROCEDURES AND MEMBER GUIDE – Mr. Marwah moved to approve the Franklin Park Borough Recreation Board Bylaws, Procedures and Member Guide, seconded by Mr. Hrishenko and carried unanimously.

AGREEMENT FOR LOWER-LEVEL CONSTRUCTION OF PAVILION IN BLUEBERRY HILL PARK – Mr. Hrishenko moved to approve the agreement with Jerry Horn Construction Inc., for the lower-level construction of a two-story pavilion in Blueberry Hill Park, seconded by Mr. Hartman and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JUNE 18, 2008**

AGREEMENT FOR NEW LACROSSE FIELD AT LINBROOK PARK – Mr. Hrishenko moved to approve the agreement with North Allegheny Boys Lacrosse Association for the development of a lacrosse field at Linbrook Park, seconded by Mrs. Sable and carried unanimously.

JENKINSON DRIVE STORM SEWER PROJECT, PAYMENT #2 – Mrs. Hopey moved to approve the payment in the amount of \$32,690.52 be made to R&B Contracting & Excavation representing the second payment for the Jenkinson Drive Storm Sewer Project for work completed, as recommended by W.E.C. Engineers in the letter dated June 4, 2008, seconded by Mr. Hartman and carried unanimously.

JENKINSON DRIVE STORM SEWER PROJECT, CHANGE ORDER NO. 1 – Mrs. Sable moved to approve Change Order No. 1 for the Jenkinson Drive Storm Sewer Project in the amount of \$2,000 for placement of 100 linear feet of 4" French drain, increasing the original contract amount of \$168,925.75 to \$170,925.75, seconded by Mrs. Hopey and carried unanimously.

AGREEMENT WITH MTSA FOR CONSTRUCTION OF A FENCE AT THE BAIERL FAMILY YMCA – Mr. Hartman moved to approve the Agreement with MTSA for the construction of a fence over the sanitary sewer easement at the Baierl Family YMCA, 2565 Nicholson Road, seconded by Mrs. Sable and carried unanimously.

BOROUGH MANAGER – Mr. Rocca invited council and members of the audience to join the scholarship honor roll and contribute \$10 to the scholarship fund. The names of contributors will be listed in the newsletter.

MRS. HOPEY – Mrs. Hopey congratulated Mr. Junker on the birth of his daughter this morning. Mrs. Hopey also read and commented on a letter addressed to the borough manager from George H. Hoffman, Esquire dated June 7, 2008. Mr. Hoffman's letter indicates that he is representing several concerned citizens who are requesting information pertaining to the installation of air conditioning at the Clover Hill Golf Course by Hopey Heating. Mrs. Hopey asked how the borough could respond when the letter refers to several concerned citizens, but the citizens are not mentioned by name. Mr. Gleason responded that the Right to Know Act gives citizens of the Commonwealth the right to request certain public records. This correspondence is from someone acting in a representative capacity, and the identity of the citizens making the request should be identified. The solicitor's office has responded to Mr. Hoffman's letter indicating that this will be taken under review and he will receive a timely reply under the Right to Know Act. Mrs. Hopey commented that she is being accused of benefiting from something that only cost them money.

MR. MARWAH – Mr. Marwah commented that the borough has interviewed three very impressive students for the junior councilperson position for next year. It will be a tough decision for council to select one student as the junior councilperson. Mr. Marwah noted that he is thrilled with the education and work being done at North Allegheny School District.

MR. HARTMAN – Mr. Hartman read and commented on the following letters: 1) A letter from Mr. Marwah addressed to Mr. Mark Wolosik at the Allegheny County Election Division dated May 22, 2008 regarding Mr. Hartman's campaign finance report; 2) A response letter addressed to Mr. Hartman dated June 6, 2008 from the Allegheny County Election Division; 3) A response letter from C. Donald Gates dated June 16, 2008, addressed to the Division Manager, Allegheny County Department of Administrative Services, Election Division. Mr. Hartman commented that he has nothing to hide.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JUNE 18, 2008**

MRS. CREESE – Mrs. Creese stated that she attended a Pennsylvania Ethics Commission Seminar today with Mr. Marwah, Mr. Hrishenko, and Mr. Rocca. After a discussion at this meeting regarding the borough's use of her daughter's catering service for two events last year, she has been accused of making a mistake to approve the payment, along with other council members, for services provided by her daughter. In order to take a proactive stance to resolve this matter, this afternoon she addressed a letter to the State Ethics Commission clarifying the situation and seeking guidance for future matters of this nature. She stated that council members are elected by their respective constituents to serve the best interest of the borough as a whole and not to use this forum for personal agendas. She noted that this is very difficult for her, because she has always tried to take the high road.

SUPERINTENDENT OF PUBLIC WORKS

- Mr. Merriman reported that the public works department is moving along with paving projects. The base coat has been put down on Magee Road Extension and Locust Road. He noted that a new paver was purchased this year and there is a problem with it. The company is looking into the problem and how to rectify it.
- They have been working on the irrigation installation at Blueberry Hill Park.

CHIEF OF POLICE

- Chief Dorsch thanked Mrs. Abbs for her kind words regarding the police department.

BUILDING INSPECTOR/ZONING OFFICER

- The dilapidated house on Arndt Road is scheduled for demolition tomorrow.

ASSISTANT PARKS & RECREATION DIRECTOR

- This is the first week of the Ultimate Sports Camp. The second week of the camp will be held in July and the third week will be held in August.
- The first session of the Hands on History Program will be held next week. The second session will be held in July.
- The Festival in the Park will be held on June 28th at Blueberry Hill Park from 2:30 –10 p.m.

PARKS & RECREATION DIRECTOR

- Mr. Watenpool noted that Alan Meininghaus has submitted his resignation as the student representative to the Recreation Board. He noted that Alan has provided help in many ways and has done a lot of work. Mr. Watenpool thanked council.
- The parks and recreation department has been assisting with the installation of the irrigation at Blueberry, which included the hydroseeding and landscaping.
- Asplundh Tree Service has agreed to help remove some of the leaning trees in Linbrook Park, which have not completely fallen to the ground. Due to safety issues, the borough workers cannot safely remove these trees.
- They have been working on grounds maintenance for baseball tournament season, which starts next week.

GOLF COURSE SUPERINTENDENT/MANAGER

- Mrs. Creese noted that Mr. Schweitzer's mother-in law had passed away, and he was not able to attend the meeting this evening.

COMMENTS FROM THE FLOOR (continued)

Betty Gail Dietz, 2442 Rochester Road – Mrs. Dietz made comments about the recent accusations made by Mr. Marwah and Mr. Hrishenko.

Mr. Ron Coombs, 2554 Shellburne Drive – Mr. Coombs thanked council for the work they do, and he also thanked the fire company. He asked council to get passed these issues and move on with the business of the borough.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JUNE 18, 2008**

MR HRISHENKO – Mr. Hrishenko responded to the comments made by Mrs. Dietz and Mr. Coombs by stating that he attended a State Ethics class this morning and nepotism is not permitted on council.

MOTION TO ADJOURN – Mr. Marwah moved to adjourn the meeting, seconded by Mrs. Sable and carried unanimously. The meeting adjourned at 9:05 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 41

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JULY 16, 2008**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, July 16, 2008 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Council President Martha Creese called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese, Presidentpresent
Richard H. Hartman, Second Vice Presidentpresent
Jane A. Hopey, Vice Presidentpresent
Ash K. Marwahpresent
Andrew Hrishenkopresent
Amy E. Sablepresent
Councilperson Brenna Thorpepresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

Robert Max Junker, Law Offices of Ira Weisspresent

STAFF:

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

APPOINT NEW JUNIOR COUNCILPERSON FOR THE 2008/2009 SCHOOL YEAR – Mrs. Hopey moved Bryan Hogg be appointed as the Junior Councilperson for the 2008/2009 school year, seconded by Mr. Hartman and carried unanimously. Mayor Clark administered the Oath of Office to Bryan Hogg, the seventh Junior Councilperson to serve in the position. Bryan then took his seat at the council table.

SPECIAL RECOGNITION FOR BRENNA THORPE, OUTGOING JUNIOR COUNCILPERSON –

Mayor Clark presented Brenna Thorpe with a certificate of recognition and thanked her for an incredible year. Brenna was very proactive and extremely knowledgeable. She will be attending Penn State majoring in Communications. Brenna noted that it has been a pleasure serving as the junior councilperson this year. She thanked council and the mayor for the great learning experience. Mr. Hrishenko congratulated and welcomed Bryan Hogg.

APPROVAL OF THE MINUTES – Mrs. Hopey moved the minutes of the June 18, 2008 pre/post meeting, the June 18, 2008 regular meeting and the July 2, 2008 work session, be approved, seconded by Mrs. Sable and carried unanimously.

TREASURER'S REPORT - Mr. Rocca read the June 2008 Treasurer's Report. June 2008 receipts totaled \$1,027,757.03 and June 2008 expenditures totaled \$712,797.80. Year-to-date receipts totaled \$3,842,562.52 and year-to-date expenditures totaled \$2,899,854.55. Mrs. Sable moved the Treasurer's Report be accepted as read, seconded by Mr. Hartman and carried unanimously.

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POLICE REPORT – Mayor Clark read the Police Report and activity report for the month of June 2008. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for June 2008. Mr. Phillips issued 20 permits and collected \$18,145 in fees. Total value of construction was \$2,379,285.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on June 18, 2008 to discuss police negotiations and matters related to the initiation of investigations of possible or certain violations of the law pertaining to state grant funds and on July 2, 2008 to discuss matters related to the initiation of investigations of possible or certain violations of the law pertaining to state grant funds.

COMMENTS FROM THE FLOOR

Mrs. Creese noted that the public is invited to participate in the public comment portion of the meeting. We ask that you come forward and give your name and address so that you can be properly identified for the minute record. She explained that the public comment portion of the meeting is to provide a reasonable opportunity for residents to participate and comment on matters of concern. For those who ask to defer comments until later in the meeting, they will be given one last opportunity to comment after council discusses and accepts or rejects any motions, but before she asks for comments from mayor, council and staff. Mrs. Creese noted that Mr. Hrishenko has asked that the audience refrain from heckling. She noted that a sense of decorum must be maintained during public meetings, and she asked that everyone be attentive to the speakers, council, mayor and staff in order that all are able to hear and clearly understand the issue involved.

Randy McClure, 1658 King James Drive – Mr. McClure requested that guiderail be installed south of Old Orchard Road on Rochester Road. He noted that there is a drop off that caused damage to his car. Mr. McClure also commented about the article in the Pittsburgh Post Gazette regarding the possibility of automated garbage collection and the purchase of new containers. Mr. McClure was not in favor of an automated service.

Theresa Wolfarth, 2573 Nicholson Road – Mrs. Wolfarth noted that she and Mr. Kunert of the YMCA spoke before tonight's meeting, and Mr. Kunert informed her that the YMCA would install the sound barrier between the YMCA and her property. Mrs. Wolfarth also stated that she would like the borough to continue with the current garbage collection system rather than an automated system.

Mr. Wayne Haas, 2568 Nicholson Road – Mr. Haas asked if the planning commission waived additional parking spaces for the YMCA expansion. Mr. Rocca indicated that additional parking is not needed, based on the ordinance and requirements. It was noted that the spaces at the perimeter of the property are not currently being used. Mr. Haas provided pictures showing a full parking lot. There was discussion about the Land Use Steering Committee meetings and the zoning of the property across the street from the YMCA on Nicholson Road. Mrs. Creese noted that the public is welcome to attend the Land Use Steering Committee meetings, but they are not intended for public input at this time. Mrs. Creese assured Mr. Haas that a public hearing would be held before any changes are implemented, and the residents would always be informed.

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

YMCA OF PITTSBURGH REVISED CONDITIONAL USE PUBLIC HEARING – Mrs. Creese turned the meeting over to Mr. Junker to conduct a public hearing to consider a Conditional Use Application submitted by the YMCA of Pittsburgh for a 3,425 sq. ft. footprint (a total of 8,114 sq. ft) addition to the existing facility located at 2565 Nicholson Road in the R-2 zoning district. A court reporter was present to

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take a verbatim transcript of the hearing, which will be filed in the municipal files. The following were present on behalf of the YMCA and they were sworn in by the court reporter: Mr. Steve Cupcheck of Ross/Schonder/Sterzinger/Cupcheck, Mr. Bill Kunert from the YMCA, Rich Perillo from the YMCA and Matt Radinovic from HRG Consultants. Mr. Cupcheck reviewed the proposed expansion plan for the YMCA. He noted that there are no proposed changes to the parking. Mr. Nedzesky noted that he received the traffic study this week that addresses the need for a northbound left turning lane. There was then a lengthy discussion regarding the traffic study and whether or not a turning lane is required. Council asked if the YMCA would be willing to install the left-hand turning lane now. Mr. Perillo indicated that he could not commit to the installation of a turning lane at this time because they would have to evaluate the financial impact to the project. Mrs. Creese indicated that the approval would be contingent upon the left-hand turning lane, and she asked Mr. Perillo if the YMCA wanted to postpone any further discussion until there is agreement regarding the turning lane. Mr. Perillo then granted a waiver of the deemed approval process for the conditional use application and land development application until the August regular council meeting.

Mrs. Sable moved to close the public comment portion, seconded by Mrs. Hopey and carried unanimously.

Mr. Marwah moved approval be granted for the Conditional Use Application submitted by the YMCA of Pittsburgh for revised conditional use approval for a 3,425 sq. ft. footprint (a total of 8,114 sq. ft) addition to the existing facility located at 2565 Nicholson Road in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated June 26, 2008 and the letter from W.E.C. Engineering dated June 10, 2008, seconded by Mrs. Hopey.

Mrs. Sable moved to table this motion (Agenda Motion #5), seconded by Mr. Hartman and carried unanimously.

YMCA OF PITTSBURGH LAND DEVELOPMENT – Mrs. Hopey moved preliminary and final approval be granted for the Land Development Application submitted by the YMCA of Pittsburgh for a 3,425 sq. ft. footprint (a total of 8,114 sq. ft) addition to the existing facility located at 2565 Nicholson Road in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated June 26, 2008 and the letter from W.E.C. Engineering dated June 10, 2008, seconded by Mr. Hartman.

Mrs. Sable moved to table this motion (Agenda Motion #6), seconded by Mrs. Hopey and carried unanimously.

JOE BAUMGARTNER LAND DEVELOPMENT 2415 NICHOLSON ROAD - Mrs. Hopey moved preliminary and final approval be granted for the Land Development Application filed by Joe Baumgartner for the property located at 2415 Nicholson Road in the M-1 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated July 16, 2008 and the letter from W.E.C. Engineering dated July 15, 2008, seconded by Mr. Hartman and carried unanimously.

JENKINSON DRIVE STORM SEWER PROJECT, CHANGE ORDER NO. 2 – Mr. Marwah moved to approve Change Order No. 2 for the Jenkinson Drive Storm Sewer Project in the amount of \$1,434.43, decreasing the amended contract amount of \$170,925.75 to \$169,491.32 leaving a balance of \$0.00 in the contract, as recommended by W.E.C. Engineers in the letter dated July 16, 2008, seconded by Mrs. Sable and carried unanimously.

JENKINSON DRIVE STORM SEWER PROJECT, THIRD (AND FOURTH & FINAL PAYMENT) – Mrs. Sable moved to approve the payment in the amount of \$18,267.41 be made to R&B Contracting & Excavation representing the third (and fourth and final payment in the amount of \$0.00) for the Jenkinson Drive Storm Sewer Project for work completed, as recommended by W.E.C. Engineers in the letter dated July 16, 2008, seconded by Mr. Hartman and carried unanimously.

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RELEASE YMCA OF PITTSBURGH SUBDIVISION IMPROVEMENTS BOND – Mrs. Hopey moved that the Subdivision Improvements Performance Bond No. 529189S in the amount of \$24,998.06 issued by Developers Surety and Indemnity Company for the YMCA of Pittsburgh be reduced to \$0.00 and released in accordance with the Borough Engineer's recommendation letter dated June 23, 2008, seconded by Mr. Marwah and carried unanimously.

NORTHLAND LIBRARY THIRD QUARTER PAYMENT – Mr. Hartman moved the Treasurer's office be authorized to prepare a check in the amount of \$62,577.50 payable to Northland Library for the third quarter payment of 2008, seconded by Mr. Marwah and carried unanimously.

RESOLUTION NO. 942-2008, ASPHALT PUBLIC STREET CURBS – Mr. Junker summarized Resolution No. 942-2008. Mrs. Hopey moved Resolution No. 942-2008 deleting and replacing Appendix F, Detail F-1 to the Borough's Subdivision and Land Development Ordinance, pursuant to Section 184-10 of the Code of the Borough of Franklin Park, thereby requiring public street curbs to be constructed with asphalt rather than concrete, be adopted, seconded by Mr. Marwah. Mrs. Sable objected to the motion on the basis of what it will do to property values; a cost comparison has not been provided on what it will cost to remove the crumbling concrete and replace it with asphalt and then replace those curbs with asphalt over time; and she feels it is a mistake to do this. Mr. Merriman noted that only damaged and crumbling concrete curbs would be removed. He then reviewed the figures that he had previously reviewed at the July 2, 2008 work session regarding the replacement of concrete curbs in several plans. Mrs. Sable asked to see the comparison between the costs of replacing concrete curbs vs. replacing the concrete curbs with asphalt. She also noted that asphalt curbs would need repaired more frequently than concrete curbs. Mr. Bob Salvatora, 1605 King James Drive, who is a civil engineer and a planning commission member, voiced his opinion that asphalt curbs would be detrimental to the overall presentation of what we try to convey in our community. Council members then discussed and debated concrete curbs and asphalt curbs. Mr. Marwah expressed his opinion that asphalt would prevent the rapid decay of the roads and noted that many neighborhoods have no curbs at all. Mr. Hrishenko asked how many streets have concrete curbs and how many have no curbs. Mr. Merriman indicated that approximately 66% have curbs.

Mrs. Creese then asked for a roll call vote:

Mrs. Creese – No
Mr. Hartman – No
Mrs. Hopey – Yes
Mr. Hrishenko – Yes
Mr. Marwah – Yes
Mrs. Sable – No

The vote resulted in a 3-3 tie and Mayor Clark was then asked to break the tie. Mr. Junker reviewed the procedure for the Mayor to cast the deciding vote or request that the matter be tabled. Mayor Clark noted that he is of the opinion that we do not have enough information to make a decision, and he then voted No. The motion failed. Mayor Clark asked for more specific information and to find ways to put provisions on the developers to protect the curbs. Mrs. Hopey also asked that the engineer test the concrete as it is being poured. Mr. Nedzesky noted that this could be included in the development agreement to require the developer to perform that test.

INTRODUCE ORDINANCE NO. 565-2008, PARKING BAN ON MATTERHORN DRIVE IN BRIARCLIFF PLAN – Mr. Junker introduced Ordinance No. 565-2008 banning vehicular parking within certain portions of the Briarcliff Development on Matterhorn Drive. This ordinance will be properly advertised for enactment at a future meeting.

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PURCHASE OF FINANCIAL SOFTWARE AND PERMITTING SOFTWARE – Mrs. Sable moved to authorize the purchase of INCODE software from Tyler Technologies, including financial software at a cost of \$59,000, GASB 34 report writer at a cost of \$5,000 and permitting software at a cost of \$11,500, for a total contract cost of \$75,500.00, contingent upon the borough solicitors approval of the contract language, seconded by Mrs. Hopey and carried unanimously.

BLUEBERRY HILL PARK PAVILION, CHANGE ORDER NO. 1 – Mr. Hrishenko moved to approve Change Order No. 1 for the Blueberry Hill Park Pavilion in the amount of \$3,612.00, authorizing the Borough to reimburse Jerry Horn Construction, Inc. for a Performance Bond and Labor and Material Payment Bond for this project, increasing the total contract amount from \$120,400.00 to \$124,012.00, seconded by Mr. Hartman and carried unanimously.

BLUEBERRY HILL PARK PAVILION, PAYMENT NO. 1 – Mr. Marwah moved to approve Payment No. 1 in the amount of \$3,612.00 be made to Jerry Horn Construction, Inc. representing reimbursement for a Performance Bond and Labor and Material Payment Bond for the Blueberry Hill Park Pavilion, seconded by Mr. Hartman and carried unanimously

TRAFFIC STUDY FOR BRANDT SCHOOL ROAD & WEST INGOMAR ROAD INTERSECTION – Mr. Hartman moved to authorize a contract with Trans Associates for the preparation of a traffic study, at a cost of \$2,650.00, for the intersection at Brandt School Road and West Ingomar Road, seconded by Mrs. Sable and carried unanimously.

AWARD BID FOR TREE REMOVAL AND GRUBBING FOR NEW LACROSSE FIELD AT LINBROOK PARK – Mrs. Sable moved Tedesco Construction Co. of McKeesport, PA be awarded the bid for tree removal and grubbing for the development of a new lacrosse field in Linbrook Park, at a cost of \$34,498.00, seconded by Mrs. Hopey and carried unanimously.

AWARD BID FOR EXCAVATION AND GRADING FOR NEW LACROSSE FIELD AT LINBROOK PARK Mrs. Hopey moved Tedesco Construction Co. of McKeesport, PA be awarded the bid for excavation and grading for the development of a new lacrosse field in Linbrook Park, at a cost of \$128,198.00 and the Secretary be authorized to return the bid securities to the unsuccessful bidders, seconded by Mrs. Sable and carried unanimously.

ALLOCATION OF FUNDS TO HISTORY COMMITTEE - Mrs. Sable moved to allocate an additional \$900 to the history committee for fiscal year 2008, said funds to be reimbursed to the borough by the Pennsylvania Historical Museum Commission, seconded by Mr. Marwah and carried unanimously.

REAPPROVAL OF THE FRANKLIN RUN SUBDIVISION PLAN - Mrs. Hopey moved that reapproval of the preliminary and final approval be granted for the Franklin Run Subdivision Plan originally approved April 16, 2008, with all of the original conditions of approval, seconded by Mr. Hartman and carried unanimously.

MOTION TO PREPARE AN OPTIONAL 2009 BUDGET WITH A 25% PROPERTY TAX DEDUCTION - Mr. Marwah moved that at budget time, an optional 2009 budget be prepared with a 25% reduction in property taxes, seconded by Mr. Hrishenko. Council then discussed the motion and an article that was published in the Sunday Pittsburgh Post Gazette. Council discussed and made the following comments.

Mrs. Hopey commented that a council member went to the press as a political ploy to use the taxpayers' dollars to buy votes, and we cannot retain the level of service we have now just to satisfy a political agenda.

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Mrs. Creese commented that this is not the time of year to propose a tax cut. The matter should properly be discussed at budget time at the end of the year when we can evaluate all of the borough's long-term needs, rather than at mid-year. It makes no sense to propose a tax cut when we don't even know yet what our needs will be for next year. The state of the economy right now is not good, and the borough should not be committing to a tax cut. In the year 2010, earned income tax collection will be changed, and we don't yet know how that will impact cash flow. We have more retired people living in the borough who do not pay earned income taxes. If there would be a tax reduction, the borough would have to sustain that by reducing the services that are presently offered to residents and she asked what services would have to be cut. The borough taxes have only been increased one time in 42 years, and that speaks to the responsible government that the borough has provided its residents. We want to continue this kind of good fiscal management. The financial condition of the borough is reviewed on a regular basis, and where there is a true possibility of lowering taxes, it will be considered again. At this time, it is her opinion that this is a very irresponsible proposal.

Mr. Hrishenko commented that we should do what is best for the borough. Why is it when we want to do something for the people it is for political purposes? The borough is the taxpayers of this community, and without the taxpayers there would be no borough. There is an increase in assessed property valuation for new homes being built in the borough and an increase in earned income tax from high wage earners moving into the borough. In the year 2010, there will be a new streamlined earned income tax collection system that will reduce administrative costs and bring in more money for the borough. We are only six months into the year and we already have a general fund surplus of almost \$1 million and at this rate we should accumulate close to \$2 million in the general fund by the end of the year. Therefore, this would be the most appropriate time to reduce the property tax for the people of the borough. Let's see who on council wants to help the people of this borough.

Mrs. Sable commented that she would like to help the people of this borough and she resents the implication that voting against a proposed tax reduction for 2009 is somehow voting against the people. To consider a tax reduction at this point in time, for the next fiscal year, would be completely irresponsible of every person sitting up here. There is no way that we can make an informed decision about what next year's taxes should be without all of the facts and figures in front of us. We don't know what the needs will be for next year, and we don't know what the revenues will be next year. As each new person moves into the borough, very often there is a new house, a new neighborhood and increased tax expenditures that offset what is coming in. A tax reduction at this time would be irresponsible and would violate the procedures that are put forth for boroughs to set a budget for the following year, and we would be in violation of the law. Not only is it irresponsible, it is illegal.

Mrs. Hopy commented that the police report indicated that there were 428 calls last month, and the police department also assists other police departments when needed. The police contract negotiations are ongoing. Health insurance has gone up 39% in the corporate climate, and we have no clue as to how much our health care costs will go up, but they are usually not as high as corporate. The library is going through a change and those costs are going to go up in 2009. Paving has gone up 30% this year and we have no clue what petroleum costs will be next year. Sheet metal has gone up 18% by August. It is foolhardy to even discuss a tax decrease when we are not even at budget. This is political so some council members can use this at the next election to say that some council members voted against a tax decrease.

Mr. Hartman suggested inviting the reporter to attend our meetings and see what is going on.

Mr. Marwah commented that all he is suggesting is that we consider an optional budget. He noted that the new earned income tax collection system will come into effect in 2012, not 2010, and it is expected to improve tax revenue for every borough and township. It is estimated that \$237 million is lost in lost tax revenue. He has studied the budget since 2005. In 2005, we borrowed \$1 million in a tax anticipation note to manage the borough's operations. In 2006, our conditions improved and we borrowed \$600,000 in a tax anticipation note. But both years, promptly we deposited the money in a higher interest CD and we

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made money on the borrowed money in 2005 and 2006. In 2007 we were flush with cash and we did not need to borrow anything. At the 2007 budget hearings, held November 3rd and 10th the budget that was presented to the council had a year-end cash balance of \$794,015. At the conclusion of the budget hearings, we were happy with that amount of cash. On November 19th, after the budget hearings were over, Mr. Rocca revised the budget and the year-end cash jumped to \$1,459,870. By the time the budget was finally approved in December, the year-end cash became \$1,695,000. Currently that account holds \$2,120,121. We have absolutely a phenomenal amount of cash and this is on top of \$1.8 million that we hold in dedicated accounts that is separate from this \$2.1 million. So the total cash in our accounts today is close to \$4 million. A tax cut of 25% in the property taxes represents a little less than \$360,000. From the year-end, December 21, 2007, to June 30th we have built up \$400,000 cash. In the next six months, at the same rate, we will build up another \$400,000. If we give back \$360,000 we will still have a lot more money. No services have to be cut and there is plenty of money to take care of everything else that goes on in the borough.

Mrs. Sable noted a lot of the money sitting in accounts is earmarked for expenditures that have not yet arisen. It is not just sitting there because it is not going to be spent. The audience is probably very happy to hear how fiscally responsible we are.

Mrs. Creese commented that it is sound fiscal policy that a reserve be held so that we do not have to incur more costs to do a tax anticipation loan. We need our reserve now more than ever because of the state of the economy. Mrs. Creese then asked Mr. Rocca to comment on the budget hearings.

Mr. Rocca responded that he provides the data to council on which they base their decision. It is a policy decision what the tax rate should be, and council makes that decision. The budget is begun in September, it is refined and adjusted and then adopted by Borough Code in December. A newly elected council can modify that budget only in the month of January following an election year. There is no room for issuing any type of rebate or lowering taxes mid year. Unless the Borough Code allows a particular action, the courts have generally held that action is not permitted. The average homeowner in Franklin Park pays approximately \$250 in borough real estate taxes, and 25% of that would be \$62.00. A 25% tax decrease could not be implemented and sustained permanently without eliminating some services based on the numbers that he has. The numbers that Mr. Marwah referred to at the end of last year had to do with the budget development process. The budget begins in September and we have preliminary numbers that we give to council that says here are the department requests and projected revenues, and based on those projected revenues the initial estimate was that we would have approximately \$700,000 excess funds by the end of the year. As council conducts budget hearings, and the departments' requests are trimmed back, the year-end balance increases. This is a natural part of the process and is not unusual. As we trimmed the expenditures and fine-tuned the revenues then we ended up the year with a \$1.7 million surplus. A 25% tax reduction sounds great, but your overall tax bill will go down 1%.

Mrs. Hopey asked Mr. Marwah to provide a written report including the figures that he has discussed this evening.

Mr. Rocca noted that the borough just received \$1 million of property taxes and our balance right now is high because 80% of the borough real estate tax is collected within a 30-day time period. However, some of that money will be used to pay for expenditures throughout the year and year-end balances will go down from where they are today.

Mrs. Hopey indicated that she would like to table this motion. She asked Mr. Marwah to come back with a report for council because just saying that you want to do this is irresponsible and council needs to have backup to vote on.

Mr. Marwah stated that he is suggesting an optional budget; prepare one budget with the current property taxes and an optional budget with a 25% tax reduction maintaining the same amount of services.

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Mr. Marwah stated that he would challenge council to increase two miles of paving into the budget with the 25% cut. Mr. Marwah stated that he would not do a report. He is asking for an optional budget with a 25% cut in property taxes to see what it does to the budget. If it does something wrong to the budget, let's not do it. If it does not affect the budget or services, let's do it.

Mrs. Hopley once again stated that the motion should be tabled, seconded by Mr. Hartman.

Mrs. Sable commented that she would like to vote all of it down. She commented that it is irresponsible and illegal. We are not in a position to do anything regarding the 2009 budget at this point in time. While Mr. Marwah may have some valid points, they would be better raised during the budgeting process, which begins in September under the provisions in the Borough Code. Mr. Marwah responded that he is doing this in preparation for the budget time, because he was tricked the last budget time and he wants to prevent it from happening again.

Mrs. Creese reminded the audience that in our previous public meetings every time Mr. Marwah has had the opportunity to propose a tax refund, he has done so. It seems that it was clearly understood by the rest of council from our residents that they are much more interested in maintaining the service level we offer now, rather than receiving a tax cut. She commented that 25% sounds like you will get a big refund, but keep in mind that this figure is based entirely on your assessment and some residents live in older homes that are not assessed at the median of \$200,000. She believes that if the residents were informed about the precarious position this would place this borough in, they would rather keep the tax rate steady rather than reduce it. In 2003 the tax rate was reduced and it had to be raised the very next year.

Mr. Rocca clarified that in 2001 a tax reduction went into place with the countywide reassessment where by law the borough had to reduce taxes by 5%, which we did. When the county figures did not come in as projected, we did run into financial problems. The last time we raised taxes in 2003, the comment was that we should maintain the tax structure. Residents understood the borough needs additional dollars year after year to operate, but they did not understand the sizeable increase that we implemented percentage wise, although it was not a lot of money dollar-wise. The criticism was if the borough needs more money, raise taxes 2-3% a year, rather than hold taxes for many years and then have a substantial increase. In the year 2014 our bonds will be paid off and that is perhaps the time when we sit down with residents and say we have extra money and what is it that you want us to do with that money?. Do you want a refund or do you want us to maintain services and infrastructure?

Mr. Marwah commented that the reason the tax income is growing is because we have about 300 new taxpayers per year who are buying \$300,000 homes in Settlers Walk and \$600,000 homes in Castletown. These are the high wage earners and our earned income tax is growing rapidly. Between 2007 and 2008, we added 300 new taxpayers, roughly about 4%. During the first six months our tax revenues from the earned income tax went up by 8%. Literally 4% of the new population is making double the average income off the average residents in the borough. The income for the borough is growing very rapidly for the last three years and that is the reason we are flush with cash. Mr. Rocca commented that the earned income tax revenue is below a level percentage wise that it was last year. We have fallen behind because of the economy. The real estate tax is below where it was percentage wise for the past two months. This indicates that if the economy is not doing well, our revenues are not going to do well. It is important that any decision be done in conjunction with the Borough Code at budget time when council is fully informed and has all of the available information, so we do not decrease taxes one year and end up increasing taxes the following year. Residents want to see a consistent, steady professional management approach.

Mrs. Creese commented that before this meeting she spoke with the earned income tax collector who indicated that there is a decline in our revenue. She also noted that the 300 new people moving into the borough are also 300 more people using services, such as roads, parks, police and the fire department.

Mr. Marwah indicated that the dollar amounts indicate an increase in revenues as of June. Mr. Rocca noted that the percentage of collections is down from last year. He suggested council wait until budget time when all of the information is available, and any council member can make the suggestion at that time to reduce taxes.

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Mrs. Hopey moved to rescind her motion to table and Mr. Hartman rescinded his second to the motion.

Mr. Marwah then repeated his motion. Mr. Marwah moved that at budget time an optional 2009 budget be prepared with a 25% reduction in property taxes, seconded by Mr. Hrishenko.

Mrs. Creese then asked for a roll call vote:

Mrs. Creese – No

Mr. Hartman – No

Mrs. Hopey – No

Mr. Hrishenko – Yes

Mr. Marwah – Yes

Mrs. Sable – Mrs. Sable asked that the record reflect that she is voting in favor of compliance with the statutory requirements, which we have all taken an oath to uphold, governing the budgeting process, and she is voting against irresponsible government, and her vote was No.

The motion failed.

Janet Demma, 2343 Rochester Road – Mrs. Demma indicated that she lives in a smaller home in the borough and a 25% tax decrease would be \$48. She indicated that the borough could keep that money and install more lights in Blueberry Hill Park.

BOROUGH MANAGER – Mr. Rocca welcomed Bryan Hogg as the new junior councilperson. Mr. Rocca noted that outgoing junior councilperson Brenna Thorpe was also a scholarship recipient. She is an outstanding student and she will make Franklin Park proud.

SOLICITOR – Mr. Junker congratulated Brenna Thorpe on a job well done and he welcomed Bryan Hogg. Mr. Junker also thanked council and staff members who had sent well wishes after the birth of his daughter last month.

MAYOR CLARK – Mayor Clark welcomed Bryan Hogg.

MR. HRISHENKO – Mr. Hrishenko congratulated Bryan Hogg. Mr. Hrishenko then responded to the comments made by Mrs. Dietz at the last council meeting by reading a lengthy statement that included what he has done since he was elected as a councilman. He noted the education courses, meetings and banquets he has attended, noting that he has paid for most of them out of his own pocket. He has toured the borough facilities and projects. He commented on the second legal opinion obtained by the borough to determine if he was permitted to participate in executive sessions regarding Franklin Nursery. He commented on the attendance of council members at the Seven Springs Conference. He noted that he is a man of action and works hard to get things accomplished for the people of this borough.

MRS. HOPEY – Mrs. Hopey attended the Northland Library Foundation meeting. The Northland Foundation has now contracted Tutor.com, which will be available to all students in the Northland Library community. Any student can go to the library to get tutoring on their laptop or through their home with a library card. This is a two-year contract and they are hoping that it keeps on going. Mrs. Hopey also announced that on November 21st the Northland Foundation would hold their Gala to raise money for Tutor.com. Mrs. Hopey then responded to Mr. Hrishenko's comments regarding the second opinion that was obtained regarding Mr. Hrishenko's participation in executive sessions regarding Franklin Nursery. She noted that the authorization for the second opinion was ratified and is permitted under the Borough Code.

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MRS. SABLE – Mrs. Sable welcomed Bryan Hogg and thanked Brenna Thorpe for serving with distinction. Mrs. Sable noted that her 7-yr old daughter and her friends have been attending the ultimate sports camp through the recreation department and they love it. Mrs. Sable also commented on the Pittsburgh Post Gazette article on Sunday regarding the purchase of special garbage cans. She noted that the article is completely misleading. Council never considered buying special garbage cans. Council did apply for a \$500,000 grant with respect to recycling containers because we may be required to change the method of garbage/recycling collection in the future. No suggestion was ever made that we would buy containers for other people, nor has there been any decision made as to whether or not the borough would go to an automated system. The article says things that are not true and it puts council in a bad light. She is not certain where the reporter obtained her information, but the article misrepresents what council voted on.

MR. MARWAH – Mr. Marwah responded to Mrs. Dietz's comments from the last meeting that he has no right to go into public offices and get public information. He stated that he has the right to go to any public office, ask for any public information and get any public information. Where he cannot go, he writes letters to Congressman Altmire and Senator Casey and he receives replies for public information. Mr. Marwah stated that he is delighted to see a crowd here this evening. He stated that for every \$100 of tax paid to the borough, \$1,500 is paid to the school board. He noted that few people attend the school board meetings.

MR. HARTMAN – Mr. Hartman congratulated Bryan Hogg. Mr. Hartman then read a letter from the Department of Administration Services, Election Division signed by the Assistant County Solicitor and the Solicitor of the County Elections Board that was addressed to Mr. Marwah relating to Mr. Hartman's campaign expense report. The letter noted that after review, they are of the opinion that these matters have been addressed and no further action need be taken by the Division.

BRYAN HOGG – Brian thanked council and noted that he looks forward to serving his term and participating in the upcoming meetings.

MRS. HOPEY – Mrs. Hopey noted that in Mr. Hrishenko's earlier comments he had implied that the borough paid for Mrs. Creese's spouse and Mr. Hartman's spouse to attend the Seven Springs Conference. Mrs. Hopey clarified that the borough pays for officials to attend the conferences, but the borough does not pay for spouses to attend.

MRS. CREESE – Mrs. Creese congratulated Bryan Hogg and noted that Brenna Thorpe did a fine job. Mrs. Creese noted that she would also like to respond to Mr. Hrishenko's comments, and she asked for a written copy of the statement he read this evening. Mrs. Creese thanked everyone that helped with the Festival in the Park; particularly council members, staff and residents who helped clear the park.

SUPERINTENDENT OF PUBLIC WORKS

- Mr. Merriman reported that they have completed the paving on Magee Road Extension and Locust Road. They are waiting on the arrival of PennDOT to line stripe the roads through the Agility Program.
- They also paved the activity center parking lot at Blueberry Hill Park.
- They are working on the irrigation system at Blueberry Hill Park.

CHIEF OF POLICE

- Chief Dorsch reminded residents that the police department has a crime prevention area on the web site where they post items of interest. This is the only way the police department has to make residents aware of burglaries and other occurrences in the borough.
- He reminded everyone to lock their cars and homes and to use their alarms.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, JULY 16, 2008**

ASSISTANT PARKS & RECREATION DIRECTOR

- Miss Morris thanked council members, staff members and volunteers for helping with the Festival in the Park and the cleanup.
- The first Popcorn Tuesdays Concert in the Park was held last night at the Blueberry Hill Gazebo and two more concerts will be held during the summer.
- This is the second week of the Ultimate Sports Program with 140 kids registered. To date they have 99 kids registered for the third week, which will be held in August.
- The second session of the Hands on History Program has been filled and will start next Monday.
- The Special Needs Program will be held on July 26th from noon to 3:00 p.m. Volunteers are needed for the program. This is a non-competitive day of fun.
- The postponed fireworks will be held July 25th at 9:00 p.m. before the Movie in the Park, which is A Bee Movie.

PARKS & RECREATION DIRECTOR

- Mr. Watenpool thanked everyone who helped with Festival. He noted that the early part of the day was very successful. However, he noted that there was some vandalism in the park and he commended Chief Dorsch and the officers for a very prompt and thorough investigation to resolve the matter.
- The Ultimate Sports Program received a \$1,500 equipment grant from The Highmark Healthy High Five Initiative to buy equipment to enhance the program, as well as a new after-school program this fall.
- They are continuing with maintenance and repair work in the parks. They have stained the deck at the activity center. They have started the excavation for the relocation of the playground that is necessary for the construction of the new pavilion at Blueberry Hill Park.

DEBBY RABOLD, HISTORIAN – Mrs. Rabold thanked council for reallocating the refund back into the history budget and she noted that it would be well used. She noted that we are officially sold out of the second printing of the Franklin Park Stories book. She thanked everyone who participated in the book and made it a success. She thanked Mary Eberhardt, Bill Creese and Eleanor Wist for helping with the book. Mrs. Rabold thanked council for their continued support of history.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that council would hold an executive session at the conclusion of this meeting to discuss matters related to the initiation of investigations of possible or certain violations of the law pertaining to state grant funds.

Marlene Hartman, 1573 Oakridge Lane – Mrs. Hartman stated that she and Mr. Hartman have attended the Seven Springs Conference several times and the borough pays for his fees. However, at no time has the borough paid for her food.

MOTION TO ADJOURN – Mr. Marwah moved to adjourn the meeting, seconded by Mrs. Sable and carried unanimously. The meeting adjourned at 10:30 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 45

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, AUGUST 20, 2008**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, August 20, 2008 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Council President Martha Creese called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese, Presidentpresent
Richard H. Hartman, Second Vice Presidentpresent
Jane A. Hopey, Vice Presidentpresent
Ash K. Marwahpresent
Andrew Hrishenkopresent
Amy E. Sablepresent
Junior Councilperson Bryan Hoggpresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

Robert Max Junker, 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 Managerpresent
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Directorpresent

PRESENTATION OF CITATIONS TO ROBERT MEEDER AND DENNIS SARNOWSKI – Mayor Clark presented Robert Meeder and Dennis Sarnowski with citations in recognition of their walking 25,000 miles over the last 18 years.

APPROVAL OF THE MINUTES – Mrs. Sable moved the minutes of the July 16, 2008 pre/post meeting, the July 16, 2008 regular meeting and the August 6, 2008 work session, be approved, seconded by Mr. Hartman and carried unanimously.

TREASURER'S REPORT - Mr. Rocca read the July 2008 Treasurer's Report. July 2008 receipts totaled \$645,322.13 and July 2008 expenditures totaled \$744,016.99. Year-to-date receipts totaled \$4,487,884.65 and year-to-date expenditures totaled \$3,643,871.54. Mrs. Sable 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 July 2008. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, AUGUST 20, 2008**

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for July 2008. Mr. Phillips issued 41 permits and collected \$54,499.00 in fees. Total value of construction was \$8,871,871.00.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session would be held immediately following this meeting for the purpose of discussing personnel matters and litigation.

COMMENTS FROM THE FLOOR

Mr. Satish Jindel, 1605 Blackburn Heights Drive – Mr. Jindel invited everyone to a cricket event on August 30th and 31st at Linbrook Park.

YMCA OF PITTSBURGH, CONDITIONAL USE APPLICATION – Mrs. Hopey moved to take from the table the Conditional Use Application submitted by the YMCA of Pittsburgh, seconded by Mr. Hartman and carried unanimously. Mrs. Hopey moved approval be granted for the Conditional Use Application submitted by the YMCA of Pittsburgh for revised conditional use approval for a 3,425 sq. ft. footprint (a total of 8,114 sq. ft) addition to the existing facility located at 2565 Nicholson Road in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated June 26, 2008 and the letter from W.E.C. Engineering dated June 10, 2008, seconded by Mr. Hartman and carried unanimously.

YMCA OF PITTSBURGH, LAND DEVELOPMENT APPLICATION – Mrs. Sable moved to take from the table the Land Development Application submitted by the YMCA of Pittsburgh, seconded by Mrs. Hopey and carried unanimously. Mrs. Hopey moved preliminary and final approval be granted for the Land Development Application submitted by the YMCA of Pittsburgh for a 3,425 sq. ft. footprint (a total of 8,114 sq. ft) addition to the existing facility located at 2565 Nicholson Road in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated June 26, 2008 and the letter from W.E.C. Engineering dated June 10, 2008, and further contingent on the construction within the next 18 months of the northbound turning lane if permitted by PennDOT and the neighbors, 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. Sable and carried unanimously.

ORDINANCE NO. 565-2008, BANNING VEHICULAR PARKING ON MATTERHORN DRIVE AT THE ENTRANCE TO THE BRIARCLIFF DEVELOPMENT – Mr. Junker summarized Ordinance No. 565-2008. Mrs. Hopey moved Ordinance No. 565-2008 banning vehicular parking beginning at the Briarcliff Development entrance on Matterhorn Drive, be enacted, seconded by Mr. Hartman. Mr. Marwah moved to table this motion, seconded by Mr. Hrishenko and carried. Mrs. Sable noted that she abstained from voting because this would affect her property and neighborhood. Mrs. Sable indicated that she would file a memorandum regarding her abstention with the Borough Secretary.

RESOLUTION NO. 947-2008, APPOINTING CHARLES JACKSON AS A FIRE POLICE OFFICER – Mr. Junker summarized Resolution No. 947-2008. Mr. Hartman moved Resolution No. 947-2008 appointing Charles Jackson as a fire police officer for the year 2008, be adopted, seconded by Mr. Marwah and carried unanimously. Mayor Clark administered the oath of office to Mr. Jackson. Mayor Clark noted that the fire police are all members of the fire department but they are under the jurisdiction of the Chief of Police. They assist the full-time police officers with traffic and crowd control at major incidents. Mayor Clark also acknowledged Fire Police Captain George Martin, Lieutenant Bill Smith and fire police officer Jack Hurley who were in the audience.

HERBERT CAMPUS DEVELOPMENT, REDUCE & RELEASE LETTER OF CREDIT – Mrs. Hopey moved that Letter of Credit No. 150100157637 issued by Mars National Bank in the amount of \$230,439.00 for the Herbert Campus Development be reduced to \$0.00 and released in accordance with the Borough Engineer's recommendation letter dated July 31, 2008, seconded by Mr. Hartman and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, AUGUST 20, 2008**

AGREEMENT WITH TEDESCO CONSTRUCTION FOR TREE REMOVAL & GRUBBING OF NEW LACROSSE FIELD – Mr. Hrishenko moved to approve the agreement with Tedesco Construction Co. for the tree removal and grubbing of the new lacrosse field at Linbrook Park, seconded by Mrs. Sable and carried unanimously.

CHANGE ORDER NO. 1, TREE REMOVAL & GRUBBING OF NEW LACROSSE FIELD – Mr. Marwah moved to approve Change Order No. 1 for the tree removal and grubbing of the new Lacrosse Field in Linbrook Park requiring Tedesco Construction Co. to provide a Labor and Material Payment Bond in the amount of 100% of the bid price (\$34,498.00) for this project as directed by the Public Works Contractors' Bond Law, seconded by Mr. Hrishenko and carried unanimously.

AGREEMENT WITH TEDESCO CONSTRUCTION FOR EXCAVATION & GRADING OF NEW LACROSSE FIELD – Mrs. Sable moved to approve the agreement with Tedesco Construction Co. for the excavation and grading of the new lacrosse field at Linbrook Park, seconded by Mr. Hrishenko and carried unanimously.

CHANGE ORDER NO. 1, EXCAVATION & GRADING OF NEW LACROSSE FIELD – Mr. Marwah moved to approve Change Order No. 1 for the excavation and grading of the new Lacrosse Field in Linbrook Park requiring Tedesco Construction Co. to provide a Labor and Material Payment Bond in the amount of 100% of the bid price (\$128,198.00) for this project as directed by the Public Works Contractors' Bond Law, seconded by Mr. Hrishenko and carried unanimously.

THE FIELDS OF NICHOLSON PHASE I, LETTER OF CREDIT REDUCTION – Mr. Hartman moved Letter of Credit No. 74251004R in the amended amount of \$17,337.74 issued by ESB Bank for The Fields of Nicholson, Phase I, be reduced by \$7,094.74 leaving a balance of \$10,242.97, in accordance with the Borough Engineer's recommendation letter dated August 12, 2008, seconded by Mr. Marwah. Mrs. Hopey pointed out that the correct amount to be reduced was \$7,094.77. Mr. Hartman then amended the motion accordingly. The amended motion was then voted upon and was carried unanimously.

THE FIELDS OF NICHOLSON PHASE II, LETTER OF CREDIT REDUCTION – Mrs. Hopey moved Letter of Credit No. 11040506 in the amended amount of \$62,840.50 issued by ESB Bank for The Fields of Nicholson, Phase II, be reduced by \$1,478.00 leaving a balance of \$61,362.50, in accordance with the Borough Engineer's recommendation letter dated August 12, 2008, seconded by Mr. Hartman and carried unanimously.

W.E.C. ENGINEERING FEE SCHEDULE, SEPTEMBER 2008 THROUGH DECEMBER 2008 – Mr. Hrishenko moved to accept the fee proposal dated July 9, 2008 from W.E.C. Engineering, Inc. for the time period September 2008 through December 2008, seconded by Mrs. Sable and carried unanimously.

AWARD SALT BID - Mrs. Sable moved Morton Salt Company of Chicago, Illinois be awarded the bid for rock salt at a cost of \$104.01 per ton delivered, for the period September 1, 2008 to August 31, 2009, as per the North Hills COG Bid opened August 5, 2008, seconded by Mr. Hrishenko, and carried unanimously.

BOROUGH MANAGER – Mr. Rocca noted that the Planning Commission completed their review of the new stormwater ordinance last night. It is a lengthy document, but it does bring the borough up to current standards meeting all the federal and state guidelines. He thanked the Planning Commission members for all of their work.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, AUGUST 20, 2008**

MAYOR CLARK – Mayor Clark commented that there was concern by council and mayor last month regarding the need for a northbound turning lane into the YMCA on Nicholson Road. Mayor Clark commended the YMCA for committing to install the turning lane and incurring the additional expense. The YMCA can start the construction of the expansion, but they will have to get approval from PennDOT for the turning lane. Mr. Wayne Haas asked about the wording of the motion requiring the approval from PennDOT and the neighbors. It was clarified that the YMCA would have to make application to PennDOT for approval to install the turning lane, and council also asked the YMCA to make sure that the neighbors have a comfort level with the installation of the turning lane. In addition council also asked the YMCA to consider a southbound right hand deceleration lane.

MR. HRISHENKO – Mr. Hrishenko congratulated Charles Jackson as a new fire police officer.

MRS. HOPEY – Mrs. Hopey announced that Northland Library has started a Tutor.com service that can be accessed through the Northland Library web site. This service is available to the residents of the five municipalities within the Northland Library service area.

Mrs. Hopey then read a statement and a letter from the Pennsylvania Ethics Commission regarding the installation of air conditioning at the Clover Hill Golf Course by Hopey Heating and Cooling. The letter indicated that the Ethics Commission had received allegations that Mrs. Hopey had violated the State Ethics Act and that she had been under investigation over the past two months. The State Ethics Commission found no basis to commence a full investigation because there was insufficient evidence to support a finding of probable cause that the State Ethics Act was violated. Mr. Hrishenko then indicated that he would respond to Mrs. Hopey's comments at the next council meeting.

MRS. SABLE – Mrs. Sable thanked Charles Jackson for agreeing to serve as a fire police officer, and she congratulated him on his appointment.

MR. MARWAH – Mr. Marwah wished Ron Merriman a Happy Birthday. Mr. Marwah then discussed the borough finances and the 2008 budget. He stated that the borough would have more money than expected by the end of the year. Mr. Marwah hopes the borough will send a \$200 check to everybody before the end of the year, if we can afford to do that. This would amount to \$1 million, and the borough would still have more than what is needed by the end of the year.

MR. HARTMAN – Mr. Hartman noted that there is an interest in drilling gas and oil wells in the borough. He informed the audience that the borough is considering drilling on borough property, and he wanted to make everyone aware.

MRS. CREESE – Mrs. Creese thanked Charles Jackson and congratulated him. Mrs. Creese responded to Mr. Marwah's comments by stating that the time for talking about budgets and a tax reduction is during the budget hearings.

MR. ROCCA – Mr. Rocca responded to Mr. Marwah's comments regarding the budget and finance. He noted that the borough is in a good financial position because of the decisions that have been made in the past. Decisions should be made as part of the overall budget process when all needs and expenses can be reviewed.

SUPERINTENDENT OF PUBLIC WORKS

- Mr. Merriman noted at the beginning of the year the goal was to resurface between 5-6 miles of road. We are currently three-quarters of the way there. The public works department began working four 10-hour days at the beginning of summer. This has been more productive and the borough is saving money on fuel.
- Mr. Merriman noted that the borough paved Magee Road Extension and Locust Road in June. Both roads were recently line striped through the PennDOT Agility Program. Through this program, the borough had built up approximately \$12,457.00 in our Agility Program account from mowing state roads over a four-year period. The actual cost for PennDOT to stripe those two roads was \$11,035.20, which was deducted from the amount the borough had built up.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, AUGUST 20, 2008**

- Public works has continued to work on the irrigation system in the meadow area of Blueberry Hill Park, and it was turned on today. The system should be fully functional tomorrow.
- Mr. Merriman noted that the borough completes many projects in house rather than depending on outside agencies. He noted that it took two months of working with the PennDOT Agility Program to have the roads line striped. He also noted that he has spent a lot of time working with West View Water, the plumber and the Allegheny County Health Department on the irrigation system.
- The state historical marker has been installed along Brandt School Road for the Kuskusky Path and the dedication ceremony will be held Sunday, August 24th at Trinity Lutheran Church.
- Mr. Marwah asked if Mr. Merriman had heard from PennDOT regarding Rochester Road. Mr. Merriman noted that he has not heard from PennDOT, and he would call them to follow up.

CHIEF OF POLICE

- Chief Dorsch announced that there were three burglaries overnight last night in the Scarlett Ridge Plan. He reminded everyone to lock cars and homes. The police department will post information on the web site and he asked everyone to spread the word.

BUILDING INSPECTOR/ZONING OFFICER

- Mr. Phillips noted that in September the Zoning Hearing Board would consider an application for a zoning variance submitted by Mr. Purdy to build a home on the same site as his nursery.
- In September council will consider an application for the Spring Ridge Plan to adjust easements for the last street in the plan.
- Mr. Phillips is expecting two applications for the Planning Commission in September. One would be for a 40-lot subdivision on the Gallagher farm on Reis Run Road. He is also expecting P/6 Investments to submit an application for mini-storage facilities on Nicholson Road.

ASSISTANT PARKS & RECREATION DIRECTOR

- Miss Morris noted that the summer programs are coming to a close. Last week was the final session of the Ultimate Sports Program and they had the highest number of kids registered (175) since they started the program several years ago.
- This week was also the last session of the Little Tykes Ultimate Sports Program, and they have had a positive response.
- Miss Morris announced that free tickets are available for the Keane Theater production of One Flew Over the Cuckoo's Nest on September 26th or September 27th. Contact Miss Morris for ticket information.
- Next week Miss Morris will be attending Directors School through the National Recreation and Parks Association (NRPA) at Oglebay. She received a scholarship from the NRPA to attend the school. Mrs. Creese congratulated Miss Morris on receiving the scholarship.

PARKS & RECREATION DIRECTOR

- Mr. Watenpool mentioned that the last movie in the park for the summer would be held August 22nd and the movie would be Hairspray.
- They have finished the reconstruction of the lower level playground at Blueberry Hill Park. They will complete the final landscaping this fall as weather permits.
- They are continuing to improve the safety around the Blueberry Patch playground.

GOLF COURSE SUPERINTENDENT/MANAGER

- Mr. Schweitzer announced that September 13th is the Resident Golf Outing at Clover Hill Golf Course.
- Mr. Schweitzer asked for concurrence from council to hold a Rally for the Cure event at Clover Hill Golf Course. They would collect their regular fees and participants would participate in a closest to the pin event for a separate fee. Council concurred.

KUSKUSKY PATH STATE HISTORICAL MARKER DEDICATION – Mrs. Creese reminded everyone that the dedication would be held this Sunday afternoon at 1:30 p.m. at Trinity Lutheran Church. The event will also include music, refreshments and children's activities.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, AUGUST 20, 2008**

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

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 44

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 17, 2008**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, September 17, 2008 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Council Vice President Jane Hopey called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese, Presidentabsent
Richard H. Hartman, Second Vice Presidentpresent
Jane A. Hopey, Vice Presidentpresent
Ash K. Marwahpresent
Andrew Hrishenkopresent
Amy E. Sablepresent
Junior Councilperson Bryan Hoggpresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

Robert Max Junker, 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
Brianna 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.....present

APPROVAL OF THE MINUTES – Mrs. Sable moved the minutes of the August 20, 2008 pre/post meeting, the August 20, 2008 regular meeting and the September 3, 2008 work session, be approved, seconded by Mr. Hartman and carried unanimously.

TREASURER'S REPORT - Mr. Rocca read the August 2008 Treasurer's Report. August 2008 receipts totaled \$497,485.68 and August 2008 expenditures totaled \$846,458.96. Year-to-date receipts totaled \$4,985,370.33 and year-to-date expenditures totaled \$4,490,330.50. Mr. Marwah moved the Treasurer's Report be accepted as read, seconded by Mrs. Sable and carried unanimously.

POLICE REPORT – Mayor Clark read the Police Report and activity report for the month of August 2008. Mayor Clark read a resignation letter from Alcuin R. Mitchell who served as a part-time officer for the past eighteen years. Mayor Clark also read a letter from the Chief of Hampton Township commending Officer Aron Leach for his actions after an accident he witnessed while off duty on August 23, 2008. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for August 2008. Mr. Phillips issued 20 permits and collected \$26,997.00 in fees. Total value of construction was \$3,345,868.00.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 17, 2008**

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Hopey announced that an executive session was held on August 20, 2008 to discuss a personnel matter, matters discussed out of executive session, the T-Mobile cell tower zoning litigation and the Simon zoning litigation and an executive session was held on September 3, 2008 to discuss snow removal litigation.

COMMENTS FROM THE FLOOR

Mr. Satish Jindel - Mr. Jindel discussed the recent cricket event held at Linbrook Park and noted that it was very successful. A photograph of the event was presented to council.

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

SPRING RIDGE REVISION NO. 2 – Mr. Marwah moved preliminary and final approval be granted for the Subdivision Application submitted by F.C. Franklin Park Associates, LLC for Spring Ridge Revision No. 2 for revisions to add utility easements for revised sanitary and storm sewers in the Spring Ridge Plan off Nicholson Road in the R-1 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated August 27, 2008 and the letter from W.E.C. Engineering dated September 9, 2008, seconded by Mrs. Sable and carried unanimously.

SCARLETT RIDGE PLAN, LETTER OF CREDIT REDUCTION – Mrs. Sable moved Letter of Credit No. 18101833-00-000 in the amended amount of \$163,829.45 for the Scarlett Ridge Plan, be reduced by \$63,579.10 leaving a balance of \$100,250.35, in accordance with the Borough Engineer's recommendation letter dated August 26, 2008, seconded by Mr. Hartman and carried unanimously.

SAINTS JOHN AND PAUL PARISH, LETTER OF CREDIT REDUCTION FOR NEW CHURCH CONSTRUCTION – Mr. Hrishenko moved Letter of Credit No. 2008004 in the original amount of \$1,317,354.78 for the Saints John and Paul Parish new church construction, be reduced by \$666,941.71 leaving a balance of \$650,413.07, in accordance with the Borough Engineer's recommendation letter dated September 9, 2008, seconded by Mr. Marwah and carried unanimously.

SAINTS JOHN AND PAUL PARISH, LETTER OF CREDIT REDUCTION FOR CONNECTOR ROAD – Mr. Marwah moved Letter of Credit No. 2008003 in the original amount of \$52,626.75 for the Saints John and Paul Parish connector road, be reduced by \$41,213.35 leaving a balance of \$11,413.40, in accordance with the Borough Engineer's recommendation letter dated September 9, 2008, seconded by Mrs. Sable and carried unanimously.

SAINTS JOHN AND PAUL PARISH, LETTER OF CREDIT REDUCTION FOR SIPPEL PARKING LOT – Mrs. Sable moved Letter of Credit No. 2008002 in the original amount of \$83,178.70 for the Saints John and Paul Parish Sippel parking lot, be reduced by \$58,705.62 leaving a balance of \$24,473.08, in accordance with the Borough Engineer's recommendation letter dated September 9, 2008, seconded by Mr. Hartman and carried unanimously.

PAYMENT NO. 1 TO JERRY HORN CONSTRUCTION FOR BLUEBERRY HILL PARK PAVILION – Mr. Hartman moved to authorize Payment No. 1 in the amount of \$12,040.00 to Jerry Horn for work completed on the footer of the lower level construction of the pavilion at Blueberry Hill Park, seconded by Mr. Hrishenko and carried unanimously.

PURCHASE TANDEM VIBRATORY ARTICULATED ROLLER – Mr. Marwah moved to ratify the purchase of a new JCB/Vibromax Model VMT 400 Tandem Vibratory Articulated Roller from JCB Inc. of Pooler, Georgia, at a cost of \$42,637.30 under State Contract No. 4400001661 (formerly State Contract No. 2420-02), seconded by Mr. Hrishenko and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 17, 2008**

PURCHASE FERRIS MOWER – Mrs. Sable moved to approve the purchase of a new Ferris Model IS1500ZKAV25/52 "0" Turn Mower from C.A.D. Co of Phillipsburg, New Jersey, at a cost of \$7,508.00 under State Contract No. 4400001492 (formerly State Contract No. 2420-01), seconded by Mr. Hartman and carried unanimously.

SALARY INCREASE FOR JIM WATENPOOL, PARKS & RECREATION DIRECTOR – Mr. Hrishenko moved to increase the salary of Jim Watenpool, Parks & Recreation Director, to \$57,000 effective July 1, 2008 based on recommendations contained in the 2007 Salary Plan for Administrative Employees and mid-year performance appraisal, seconded by Mr. Marwah and carried unanimously.

INTRODUCE ORDINANCE NO. 566-2008 AMENDING THE GENERAL EMPLOYEES PENSION PLAN
Mr. Junker introduced Ordinance No. 566-2008 amending the General Employees' Pension Plan to amend certain provisions of the Pension Plan to the General Employees of said borough and to restate in its entirety such pension plan. This ordinance will be properly advertised for enactment at a future meeting.

INTRODUCE ORDINANCE NO. 567-2008, PLACEMENT OF ADDITIONAL STOP SIGNS AT THE INTERSECTION OF BRANDT SCHOOL ROAD AND WEST INGOMAR ROAD – Mr. Junker introduced Ordinance No. 567-2008 for the placement of additional stop signs at the intersection of Brandt School Road and West Ingomar Road. This ordinance will be properly advertised for enactment at a future meeting.

PROCLAMATION FOR THE INTERNATIONAL DAY OF PEACE – Mrs. Hopey read the Proclamation for The International Day of Peace. Mr. Marwah moved to proclaim September 21, 2008 as The International Day of Peace, seconded by Mr. Hrishenko and carried unanimously.

REJECT BIDS FOR COLLECTION, REMOVAL AND DISPOSAL OF SOLID WASTE & RECYCLABLES
Mrs. Sable moved to reject the bids received for the collection, removal and disposal of solid waste and recyclables, seconded by Mr. Hartman

Mrs. Hopey then asked for a roll call vote:

Mrs. Creese – Absent
Mr. Hartman – Yes
Mrs. Hopey – Yes
Mr. Hrishenko – No
Mr. Marwah – No
Mrs. Sable – Yes

The motion carried.

ACCEPT RESIGNATION OF ALCUIN R. MITCHELL AS A PART-TIME POLICE OFFICER – Mrs. Sable moved to accept the resignation of Alcuin R. Mitchell as a part-time police officer effective September 2, 2008, seconded Mr. Hartman and carried unanimously.

RESOLUTION NO. 948-2008, APPOINTING LUKE W. SEDAR AS A PART-TIME POLICE OFFICER UPON ELIGIBILITY – Mr. Junker summarized Resolution No. 948-2008. Mr. Hartman moved Resolution No. 948-2008 appointing Luke W. Sedar as a part-time police officer, to serve in such capacity starting on the date that the Chief of Police formally and satisfactorily establishes Mr. Sedar's eligibility for this position through the receipt of the necessary clearances, be adopted, seconded by Mr. Marwah and carried unanimously.

RESOLUTION NO. 949-2008, PENNDOT AGILITY AGREEMENT – Mr. Junker summarized Resolution No. 949-2008. Mrs. Sable moved Resolution No. 949-2008 authorizing the signing of the Agility Agreement between the Borough and the Pennsylvania Department of Transportation, be adopted, seconded by Mr. Hartman and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 17, 2008**

APPOINT MICHAEL A. PALOMBO TO SERVE AS THE BOROUGH'S DESIGNATED ARBITRATOR FOR ACT 111 NEGOTIATIONS

– Mr. Marwah moved to appoint Michael A. Palombo of Campbell, Durrant, Beatty, Palombo & Miller, P.C., to serve as the Borough's designated arbitrator for Act 111 negotiations at an hourly rate of \$185 per hour through 2008 and \$195 per hour thereafter, if necessary, seconded by Mr. Hrishenko and carried unanimously.

BOROUGH MANAGER – Mr. Rocca noted that the borough had sent a request to PennDOT for the reduction of the speed limit on Big Sewickley Creek Road in the area of Linbrook Park. PennDOT performed a study of the area, and the borough received a letter indicating that PennDOT will lower the speed limit on Big Sewickley Creek Road, from the municipal boundary to State Gamelands Road. PennDOT will post speed limit reduction signs. The borough also requested a three-way stop at the intersection of Rochester Road and West Ingomar Road. PennDOT has also indicated that they have performed a study of this area, and they will install the stop signs at this intersection. The borough will also paint stop bars so motorists will be more aware of the new stop signs. It is unknown at this time when the stop signs will be installed.

Allegheny County will also be installing new stop signs on Brandt School at West Ingomar Road on October 1st.

Mr. Rocca thanked the fire company for their response after the recent Hurricane Ike storm damage. The public works employees also worked through the night on Sunday and worked a regular schedule on Monday. It was noted that there are still several streets without power today. The power companies are working the best they can, and the power should be restored by Friday. Mr. Rocca announced that the YMCA made their facilities available to all residents who do not have electricity or water.

BRYAN HOGG – Mr. Hogg thanked Mr. Merriman and the public works department for a fine job paving the roads. He also congratulated council for the purchase of the new chairs in the meeting room.

SUPERINTENDENT OF PUBLIC WORKS

- Mr. Merriman reported that public works is just about finished with paving. They have five streets remaining and they should be finished in the next week. He reported that after the Hurricane Ike storm damage, the fire company was out until 1:00 a.m. Monday morning. Public works came out at 1:00 a.m. and worked until 5:00 a.m. They came back out at 6:30 a.m. and spent all day Monday and most of Tuesday cleaning debris from the roads. Mr. Merriman announced that council decided to move up the date for the fall brush chipping due to all of the storm damage. The new date for brush chipping will be Monday, October 6th. This date will replace the regular November brush chipping. The same rules will apply, and residents will receive notice via mail.

SERGEANT WALT HEALY

- Sergeant Healy noted that Officer Mitchell was a fine officer, and they are sorry to see him go. They wish him the best of luck.

BUILDING INSPECTOR/ZONING OFFICER

- Mr. Phillips reported that the Zoning Hearing Board met on September 11th to consider an application submitted by Patrick Purdy for two principal uses on a property. The application was denied.
- The Planning Commission met last night to consider applications for Franklin Park Storage on Nicholson Road and the Briarwood Subdivision on Reis Run Road. Mr. Phillips noted that due to deficiencies in the plans, both applications were tabled.

BOROUGH ENGINEER

- Mr. Nedzesky noted that a meeting would be held tomorrow with the DEP at the Northmont Farms DAM. Mr. Nedzesky, Mr. Rocca, Mr. Merriman and the geotechnical engineer will attend the meeting.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 17, 2008**

ASSISTANT PARKS & RECREATION DIRECTOR

- Miss Morris announced that fall programs have started and most of the programs are filled.
- The annual resident golf outing and the Pepsi Pass, Punt and Kick Program were cancelled last weekend due to the weather. These programs have been rescheduled for this Saturday at the same times.
- Volunteers will be needed for the Halloween parade. Miss Morris asked council and the mayor to let her or Mr. Watenpool know if they would be willing to judge the costumes.

PARKS & RECREATION DIRECTOR

- Mr. Watenpool thanked council for his salary increase.
- The parks department spent 1-½ days cleaning up the parks from the storm damage. Many limbs were down and two trees were down at Linbrook Park.
- The walls have been poured for the new picnic pavilion at Blueberry Hill Park. The concrete block was delivered today and the project is moving forward.
- The parks department has been performing general maintenance and repairs.
- Mr. Watenpool has been contacted by another Eagle Scout who would like to work on another section of the trail at Linbrook Park. The trail will then be very close to being finished.

GOLF COURSE SUPERINTENDENT/MANAGER

- Mr. Schweitzer noted that the resident golf outing was cancelled last week and rescheduled for this week. The turnout should be about 75% of those originally signed up for the event.
- The Rally for the Cure was originally scheduled for September 27th. After speaking with the ladies golf leagues and ladies that play at Clover Hill, he has decided to hold the event in May. He is considering holding the event on the Saturday before Mother's Day or on Mother's Day in order to have a better response. It was noted that the Race for the Cure is always held on Mother's Day, and it was suggested that our event not conflict with that event. Mr. Schweitzer then indicated that he would move the event to the Saturday before Mother's Day.
- The golf course employees cleaned up the storm damage on Monday, although there were no significant trees lost. They also assisted some of the neighbors at the same time.
- They have postponed some fall maintenance due to the rescheduling of the resident golf outing.

MR. HRISHENKO – Mr. Hrishenko thanked Mr. Jindel for inviting him to throw out the ball at the cricket match. He also noted that he returned from vacation early this morning to find a very large tree laying across the private road and two poles and all electric lines were down. They also do not have water.

MRS. HOPEY – Mrs. Hopey announced that the Northland Library tutor is online. The library budget was passed for 2009 with a 5-½% increase with no extra expenditures. She noted that this is a bare bones budget. Mrs. Hopey thanked the fire department for a great evening at their Annual Sportsmen's Night on Saturday.

MR. MARWAH – Mr. Marwah announced that the International Day of Peace would be celebrated in the North Hills by the North Hills Coalition, The Pittsburgh People for Peace and the Sisters of Divine Providence at the Kearns Spirituality Center on Sunday September 21st from 3-5 p.m. Mr. Marwah also noted that we are moving forward with our web site, and all paid bills except earned income tax refunds will be posted on the web site for viewing.

MR. HARTMAN – Mr. Hartman noted that the fire company's Sportsmen's Night was great, but it would be wonderful if more new residents would attend to support the borough.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 17, 2008**

MOTION TO ADJOURN – Mr. Marwah moved to adjourn the meeting, seconded by Mrs. Sable and carried unanimously. The meeting adjourned at 8:40 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 38

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, OCTOBER 15, 2008**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, October 15, 2008 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Council President Martha Creese called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese, Presidentpresent
Richard H. Hartman, Second Vice Presidentpresent
Jane A. Hopey, Vice Presidentpresent
Ash K. Marwahpresent
Andrew Hrishenkopresent
Amy E. Sablepresent
Junior Councilperson Bryan Hoggpresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

Robert Max Junker, 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 Officerabsent
Ambrose Rocca, Borough Managerpresent
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Directorpresent

OATH OF OFFICE, NEW PART-TIME POLICE OFFICER LUKE SEDAR - Mayor Clark administered the Oath of Office to new part-time police officer Luke Sedar.

APPROVAL OF THE MINUTES – Mrs. Hopey moved the minutes of the September 17, 2008 pre/post meeting, the September 17, 2008 regular meeting and the October 1, 2008 work session, be approved, seconded by Mr. Hartman and carried unanimously.

TREASURER'S REPORT - Mr. Rocca read the September 2008 Treasurer's Report. Mrs. Sable 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 September 2008. Mayor Clark read a letter from First Energy, the parent company of Penn Power. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Rocca read the Building Inspection Report for September 2008.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on September 17, 2008 to discuss police negotiations and on October 1, 2008 to discuss matters related to the initiation of investigations of possible or certain violations of the law pertaining to state grant funds and to discuss personnel.

COMMENTS FROM THE FLOOR

David Miller, 2355 James Drive – Mr. Miller was present to ask that council consider enacting an ordinance for mailbox placement in accordance with the U.S. Postal Service guidelines. He noted that several mailboxes on James Drive are overhanging the road since the road was widened last year. Council will take this matter under consideration and will get back to Mr. Miller.

OLD BUSINESS

ORDINANCE NO. 565-2008, BANNING VEHICULAR PARKING ON A PORTION OF MATTERHORN DRIVE IN THE BRIARCLIFF DEVELOPMENT – Mr. Marwah moved to take from the table Ordinance No. 565-2008 banning vehicular parking beginning at the Briarcliff Development entrance on Matterhorn Drive, seconded by Mrs. Hopey. The motion carried unanimously. Mr. Junker summarized Ordinance No. 565-2008. Mrs. Hopey moved Ordinance No. 565-2008 banning vehicular parking beginning at the Briarcliff Development entrance on Matterhorn Drive, be enacted, seconded by Mr. Marwah. The motion was then voted upon and was carried, with Mrs. Sable abstaining.

NEW BUSINESS

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. Sable and carried unanimously.

ORDINANCE NO. 566-2008, AMENDING THE GENERAL EMPLOYEES' PENSION PLAN – Mr. Junker summarized Ordinance No. 566-2008. Mrs. Sable moved Ordinance No. 566-2008 amending the General Employees' Pension Plan to amend certain provisions of the Pension Plan to the General Employees of said borough and to restate in its entirety such pension plan, be enacted, seconded by Mrs. Hopey and carried unanimously.

ORDINANCE NO. 567-2008, PLACEMENT OF ADDITIONAL STOP SIGNS AT THE INTERSECTION OF BRANDT SCHOOL ROAD AND WEST INGOMAR ROAD – Mr. Junker summarized Ordinance No. 567-2008. Mr. Hartman moved Ordinance No. 567-2008 for the placement of additional stop signs at the intersection of Brandt School Road and West Ingomar Road, be enacted, seconded by Mr. Marwah and carried unanimously.

INTRODUCE ORDINANCE NO. 568-2008, ACCEPTING AND ADOPTING RUSTIC RIDGE DRIVE IN THE RUSTIC RIDGE PLAN OF LOTS – Mr. Junker introduced Ordinance No. 568-2008 accepting and adopting as a Borough street 1,715 linear feet of Rustic Ridge Drive in the Rustic Ridge 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 Sippel Development Co. Inc., to maintain aforesaid improvements for a period of 18 months and requiring a surety bond, as recommended by W.E.C. Engineers in the letter dated September 23, 2008. This ordinance will be properly advertised for enactment at a future meeting.

INTRODUCE ORDINANCE NO. 569-2008, STORMWATER MANAGEMENT – Mr. Junker introduced Ordinance No. 569-2008 the stormwater management ordinance for the borough. This ordinance will be properly advertised for enactment at a future meeting.

PAYMENT NO. 2 TO JERRY HORN CONSTRUCTION FOR BLUEBERRY HILL PARK PAVILION – Mrs. Hopey moved to authorize Payment No. 2 in the amount of \$24,080.00 to Jerry Horn for work completed on the foundation of the lower level construction of the pavilion at Blueberry Hill Park, seconded by Mr. Hartman and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, OCTOBER 15, 2008**

SPRING RIDGE PLAN, FINANCIAL SECURITY AGREEMENT REDUCTION – Mr. Marwah moved the Financial Security Agreement in the amended amount of \$580,106.85 issued by Sky Bank for the Spring Ridge Plan of Lots, be reduced by \$390,311.65 leaving a balance of \$189,795.20, in accordance with the Borough Engineer's recommendation letter dated September 26, 2008, seconded by Mrs. Sable and carried unanimously.

ANNUAL CONTRIBUTIONS TO FRANKLIN PARK VOLUNTEER FIRE CO. NO. 1 – Mr. Hrishenko moved the Treasurer be authorized to prepare a check in the amount of \$75,000.00 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 \$25,000.00 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 Mrs. Sable and carried unanimously.

NORTHLAND LIBRARY FOURTH QUARTER PAYMENT – Mrs. Sable moved the Treasurer's office be authorized to prepare a check in the amount of \$62,577.50 payable to Northland Library for the fourth quarter payment of 2008, seconded by Mr. Hartman and carried unanimously.

ADOPT THE NORTHLAND LIBRARY 2009 BUDGET – Mr. Hartman moved to adopt the proposed 2009 Northland Library budget, seconded by Mr. Marwah and carried unanimously.

AWARD GARBAGE & RECYCLING BID TO FAYETTE WASTE – Mr. Marwah moved Fayette Waste LLC of Waltersburg, PA be awarded the bid for the collection, removal and disposal of solid waste and recyclables and council authorize entering into an agreement with Fayette Waste LLC, and the Secretary be authorized to return the bid bonds to the unsuccessful bidders, seconded by Mrs. Sable and carried unanimously.

REAPPROVE THE HOLZER/HUFFMYER SUBDIVISION – Mrs. Sable moved to reapprove the subdivision application submitted by Edward Holzer and Norma Jean Huffmyer for the subdivision of one lot into two lots at the property located at 2118 Reis 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 March 19, 2008, seconded by Mr. Hartman and carried unanimously.

SETTLERS WALK PLAN, PHASE IV, DENY REQUEST FOR ACCEPTANCE – Mrs. Hopey moved to deny the request by Franklin Park Properties, LLC for the borough to accept the public improvements in the Settlers Walk Plan, Phase IV, in accordance with the Borough Engineer's recommendation letter dated October 8, 2008

SETTLERS WALK PLAN, PHASE IV, PERFORMANCE BOND REDUCTION – Mrs. Hopey moved Performance Bond No. B98802014784 in the original amount of \$402,212.98 for Settlers Walk Phase IV, be reduced by \$304,420.61 leaving a balance of \$97,792.37, in accordance with the Borough Engineer's recommendation letter dated October 8, 2008, seconded by Mr. Hrishenko and carried unanimously.

SETTLERS WALK PLAN, PHASE V, DENY REQUEST FOR ACCEPTANCE – Mrs. Sable moved to deny the request by Franklin Park Properties, LLC for the borough to accept the public improvements in the Settlers Walk Plan, Phase V, in accordance with the Borough Engineer's recommendation letter dated October 9, 2008, seconded by Mr. Hartman and carried unanimously.

SETTLERS WALK PLAN, PHASE V, PERFORMANCE BOND REDUCTION – Mr. Hartman moved Performance Bond No. B98802014787 in the original amount of \$249,188.17 for Settlers Walk Phase V, be reduced by \$174,521.70 leaving a balance of \$74,666.47, in accordance with the Borough Engineer's recommendation letter dated October 9, 2008, seconded by Mr. Marwah and carried unanimously.

SCARLETT RIDGE PLAN, DENY REQUEST FOR ACCEPTANCE – Mrs. Hopey moved to deny the request by Eddy Homes, Inc. for the borough to accept the public improvements in the Scarlett Ridge Plan, in accordance with the Borough Engineer's recommendation letter dated October 10, 2008, seconded by Mrs. Sable and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, OCTOBER 15, 2008**

RESOLUTION NO. 950-2008, PENNDOT 5-YEAR WINTER TRAFFIC SERVICES AGREEMENT –

Mr. Junker summarized Resolution No. 950-2008. Mr. Marwah moved Resolution No. 950-2008 authorizing the 5-Year Winter Traffic Services Agreement between the Borough of Franklin Park and the Commonwealth of Pennsylvania Department of Transportation through the winter season of 2012-2013, be adopted, seconded by Mrs. Hopey and carried unanimously.

APPOINT ACBA DELEGATE AND ALTERNATE – Mrs. Sable moved to appoint Martha A. Creese as the Delegate and Andrew Hrishenko as the Alternate to the Allegheny County Boroughs Association, seconded by Mr. Marwah and carried unanimously.

APPROVE HRG ENGINEERING PROPOSAL TO PREPARE NPDES PERMIT FOR LINBROOK PARK LACROSSE FIELD – Mr. Hrishenko moved to approve the proposal from HRG Engineering to prepare an NPDES Permit for the Linbrook Park lacrosse field at a cost of \$10,350.00, seconded by Mrs. Sable and carried unanimously.

TEAMSTERS UNION MEMORANDUM OF AGREEMENT – Mrs. Sable moved to approve the Memorandum of Agreement with the Teamsters Union to restrict interdepartmental bidding and to establish a defined contribution component of the pension plan, seconded by Mrs. Hopey and carried unanimously.

AGREEMENT WITH SHANNOPIN COUNTRY CLUB TO HOST THE 2009 COMMUNITY SCHOLARSHIP GOLF OUTING – Mrs. Hopey moved to approve the Agreement with Shannopin Country Club to host the 2009 Community Scholarship Golf Outing, seconded by Mr. Hartman and carried unanimously.

SOLICITOR – Mr. Junker read a letter dated July 24, 2008 from the State Ethics Commission and reported on the investigatory process and Statement of Financial Interests forms.

MAYOR CLARK – Mayor Clark thanked council on behalf of himself and the fire company for the borough's continued financial support of the fire company.

MR. HRISHENKO – Mr. Hrishenko commented on the State Ethics Commission.

MRS. HOPEY – Mrs. Hopey responded to Mr. Hrishenko's comments. Mrs. Hopey reported on the Northland Library Tutor program.

MR. MARWAH – Mr. Marwah commented on the budget.

BRYAN HOGG – Bryan thanked council for authorizing the stop signs on Brandt School Road at West Ingomar Road.

MAYOR CLARK – Mayor Clark responded to Mr. Marwah's comments.

MRS. CREESE – Mrs. Creese commented on the budget and Mr. Hrishenko's comments.

MR. HRISHENKO – Mr. Hrishenko responded.

ASSISTANT PARKS & RECREATION DIRECTOR

- Miss Morris announced that the Halloween Party would be held on Sunday, October 26th. Mrs. Creese, Mrs. Hopey and Bryan Hogg will serve as judges.

PARKS & RECREATION DIRECTOR

- Mr. Watenpool reported on the new pavilion and general maintenance.

GOLF COURSE SUPERINTENDENT/MANAGER

- Mr. Schweitzer thanked council for approving the purchase of a new tractor mounted blower.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, OCTOBER 15, 2008**

MOTION TO ADJOURN – Mr. Hartman moved to adjourn the meeting, seconded by Mrs. Hopey and carried unanimously. The meeting adjourned at 8:58 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 29

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, NOVEMBER 19, 2008**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, November 19, 2008 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Council President Martha Creese called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese, Presidentpresent
Richard H. Hartman, Second Vice Presidentpresent
Jane A. Hopey, Vice Presidentpresent
Ash K. Marwahpresent
Andrew Hrishenkopresent
Amy E. Sablepresent
Junior Councilperson Bryan Hoggpresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

Robert Max Junker, 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 Managerpresent
Bill Schweitzer, Golf Course Superintendent.....present
Jim Watenpool, Parks & Recreation Directorabsent

CERTIFICATE OF RECOGNITION FOR OFFICER ALCUIN MITCHELL – Mayor Clark read and presented Officer Mitchell with a Certificate of Recognition for his 18 years of service to the police department and the borough.

RECOGNIZE BOY SCOUT TROOP NO. 36 FOR THEIR COMMUNITY SERVICE - Mayor Clark recognized the following scouts for their community service. First-time awardees received patches.

Eagle Scout Rank
Peter Courson

First Time Awards
Justin Bolette
Steve Cunningham
Jared Machi

Second Time Awards
Jeff Campbell
Peter Courson
Ryan Hammerschmitt
Mike Magdic

Scoutmaster Dennis Courson commented that these scouts have put in many hours, and he is very proud of the service they have provided to the community.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, NOVEMBER 19, 2008**

LACROSSE ASSOCIATION ACKNOWLEDGEMENT FOR NEW LACROSSE FIELD APPROVAL –

Mr. Don Huber, president of the North Allegheny Youth Lacrosse Association, board members, treasurer, coaches, solicitor and student players were present to thank council for the generous monetary support of their program and providing a space for a new lacrosse field to be constructed in Linbrook Park.

APPROVAL OF THE MINUTES – Mrs. Creese asked for a motion to approve the October 15, 2008 pre/post meeting, the October 15, 2008 regular meeting and the November 5, 2008 work session.

Mr. Marwah moved to table the October 15, 2008 regular meeting minutes, seconded by Mr. Hrishenko. Mr. Hartman voted no. The motion carried.

Mrs. Sable moved the minutes of the October 15, 2008 pre/post meeting and the November 5, 2008 work session, as corrected, be approved, seconded by Mr. Hartman and carried unanimously.

TREASURER'S REPORT - Mr. Rocca read the October 2008 Treasurer's Report. Mr. Hartman moved the Treasurer's Report be accepted as read, seconded by Mr. Marwah and carried unanimously.

POLICE REPORT – Mayor Clark read the Police Report and activity report for the month of October 2008. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for October 2008.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on November 5, 2008 to discuss a personnel matter.

COMMENTS FROM THE FLOOR

Betty Gail Dietz, 2442 Rochester Road – Mrs. Dietz commented on Mr. Hrishenko's comments regarding her at a previous meeting.

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. Sable and carried unanimously.

PUBLIC HEARING TO CONSIDER A CONDITIONAL USE APPLICATION SUBMITTED BY LAURA

GRAVATT – Mrs. Creese turned the meeting over to Mr. Junker to conduct the public hearing. Mary Ellen Wolf, court reporter, was present and took a verbatim transcript of the hearing. Mr. Hrishenko moved approval be granted for the Conditional Use Application submitted by Laura Gravatt, 2366 Lin Point Court, in the R-2 zoning district, to allow an electric fence around the property to contain horses, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated October 30, 2008, seconded by Mr. Hartman and carried unanimously.

ORDINANCE NO. 568-2008, ACCEPTING AND ADOPTING RUSTIC RIDGE DRIVE – Mr. Junker summarized Ordinance No. 568-2008. Mrs. Hopey moved Ordinance No. 568-2008 accepting and adopting as a Borough street 1,715 linear feet of Rustic Ridge Drive in the Rustic Ridge 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 Sippel Development Co. Inc., to maintain aforesaid improvements for a period of 18 months and requiring a surety bond, as recommended by W.E.C. Engineers in the letter dated September 23, 2008, be enacted, seconded by Mr. Hrishenko and carried unanimously.

RUSTIC RIDGE PLAN, REDUCE AND RELEASE PERFORMANCE BOND – Mrs. Sable moved to release the Performance Bond in the amended amount of \$1,848.41 for the Rustic Ridge Plan, in accordance with the letter from W.E.C. Engineers dated September 23, 2008, seconded by Mr. Marwah and carried unanimously.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, NOVEMBER 19, 2008**

INTRODUCE ORDINANCE NO. 570-2008, 2009 TAX ORDINANCE – Mr. Junker introduced Ordinance No. 570-2008 levying and assessing taxes for general and specific purposes for the year 2009. This ordinance will be properly advertised for enactment at the December 17, 2008 regular meeting.

PAYMENT NO. 3 TO JERRY HORN CONSTRUCTION FOR BLUEBERRY HILL PARK PAVILION – Mrs. Hopey moved to authorize Payment No. 3 in the amount of \$24,080.00 to Jerry Horn for the completion of steel installation for the lower level construction of the pavilion at Blueberry Hill Park, seconded by Mrs. Sable and carried unanimously.

AWARD 2008 SHACOG FALL COMMODITIES BIDS – Mr. Marwah moved to award the following 2008 fall commodities bids as submitted to the SHACOG Purchasing Alliance for its bid opening on October 15, 2009:

Gasoline & Diesel Fuel..... Glassmere Fuel Service, Inc., P.O. Box 187, Curtisville, PA 15032

seconded by Mr. Hrishenko and carried unanimously.

Mr. Marwah moved to amend the previously adopted motion to award the following 2008 fall commodities bids as submitted to the SHACOG Purchasing Alliance for its bid opening on October 15, 2008:

Gasoline & Diesel Fuel..... Glassmere Fuel Service, Inc., P.O. Box 187, Curtisville, PA 15032

seconded by Mr. Hrishenko and carried unanimously.

2009 AGREEMENT WITH JERRY'S CAR WASH – Mr. Hartman moved Council accept the proposal from Jerry's Car Wash, Wexford, PA, to provide basic full service car wash services for vehicles owned and maintained by the Borough at a cost of \$6.25 per vehicle for the year 2009, seconded by Mrs. Hopey and carried unanimously.

DONNA PLATT, SECRETARY/RECEPTIONIST, SALARY INCREASE – Mrs. Sable moved to increase the salary of Donna Platt, Secretary/Receptionist, to \$27,500 retroactive to September 10, 2008 based on a six-month performance appraisal, seconded by Mr. Hrishenko and carried unanimously.

STURBRIDGE COURT PLAN OF LOTS, LETTER OF CREDIT REDUCTION – Mr. Marwah moved Letter of Credit No. 188 in the amended amount of \$41,014.84 issued by Washington Federal Savings Bank for the Sturbridge Court Plan of Lots, be reduced by \$6,567.05 leaving a balance of \$34,447.79, seconded by Mrs. Sable and carried unanimously.

RESOLUTION NO. 951-2008, AUTHORIZING ELECTRONIC ACCESS TO FILE LIQUID FUELS FORMS – Mr. Junker summarized Resolution No. 951-2008. Mrs. Hopey moved Resolution No. 951-2008 authorizing the execution of the Agreement to Authorize Electronic Access to PennDOT Systems to use the dotGrants system to file the required Liquid Fuels forms annually, be adopted, seconded by Mr. Hartman and carried unanimously.

APPROVE ADMINISTRATIVE SERVICES AGREEMENT WITH PRUDENTIAL FOR DEFINED BENEFIT PORTION OF THE GENERAL EMPLOYEES' PENSION PLAN – Mr. Marwah moved to approve the Administrative Services Agreement with Prudential Retirement Insurance & Annuity Company, the Trust Agreement with Prudential Bank & Trust, FSB, and all necessary acknowledgments for the purposes of implementing and administering the defined contribution portion of the General Employees' Pension Plan, seconded by Mr. Hartman and carried unanimously.

BOROUGH MANAGER – Mr. Rocca commented on the award of the gas and diesel fuel.

SOLICITOR – Mr. Junker wished everyone Happy Thanksgiving.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, NOVEMBER 19, 2008**

MR. HRISHENKO – Mr. Hrishenko responded to the comments made by Mrs. Dietz earlier in the meeting. Mr. Hrishenko also commented on the borough's pension plan investment manager and the pension funds.

MAYOR CLARK – Mayor Clark responded to Mr. Hrishenko's comments regarding the pension plan manager and pension funds.

MRS. HOPEY – Mrs. Hopey responded to Mr. Hrishenko's comments regarding the pension plan manager and pension funds. Mrs. Hopey also reported that she had attended the Northland Library meeting.

MRS. SABLE – Mrs. Sable wished everyone Happy Thanksgiving.

MR. MARWAH – Mr. Marwah reported that he attended a luncheon arranged by State Senator Ferlo and State Senator Logan regarding implementation of the Uniform Construction Code.

MR. HARTMAN – Mr. Hartman wished everyone Happy Thanksgiving.

MR HRISHENKO – Mr. Hrishenko responded to the Mayor and Council's comments.

BRYAN HOGG – Mr. Hogg wished everyone Happy Thanksgiving.

MRS. CREESE – Mrs. Creese responded to Mr. Hrishenko's comments. Mrs. Creese also reported that she had attended the Veterans' Day Program at Franklin Elementary School and that the borough's marker dedication and antiques programs are being shown on NATV. Mrs. Creese wished everyone a Happy Thanksgiving.

SUPERINTENDENT OF PUBLIC WORKS

- Mr. Merriman delivered the report of the Public Works department.

CHIEF OF POLICE

- Chief Dorsch wished everyone Happy Thanksgiving.
- Chief Dorsch reported that he would be on vacation from November 21st to December 2nd, and Sergeant Healy would be in charge.
- Chief Dorsch reported that motorists are only required to stop once at the intersection of West Ingomar and Rochester Roads, and that there is not a separate stop sign at Lenora Drive.
- Chief Dorsch reported that Officer Al Mitchell was with the department for 18 years. Even though he was a part-time officer, he would do whatever he could to work when he was called. Al Mitchell is the definition of public servant. He will be missed.

BUILDING INSPECTOR/ZONING OFFICER

- Mr. Phillips showed council and the audience the GIS system on the new projection system in the meeting room. Mr. Rocca also noted that the microphones had been fixed since the last meeting.

ASSISTANT PARKS & RECREATION DIRECTOR

- Miss Morris congratulated the Boy Scouts and thanked them for their service to the Borough.
- Miss Morris reported on the construction of the pavilion.
- Miss Morris reported that the DCNR granted an extension for the completion of the pavilion.
- Miss Morris reported that the Boy Scouts of America sent a letter granting permission for the Borough to name the trail at Linbrook Park "The Linbrook Park Eagle Scout Trail."
- The Halloween Party was successful, although there were lower numbers than usual.
- Lunch with Santa will be held on Sunday, December 14th at 1 p.m. at the Activity Center.

GOLF COURSE SUPERINTENDENT/MANAGER

- Mr. Schweitzer reported that the golf course shut down last Saturday due to weather. The course will reopen if weather and turf conditions permit.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, NOVEMBER 19, 2008**

ANNOUNCEMENT OF POST MEETING AND EXECUTIVE SESSION - Mrs. Creese announced that Council would hold a post meeting for further discussion. Mrs. Creese also announced that council would hold an executive session regarding matters related to the initiation of investigations of possible or certain violations of the law pertaining to state grant funds and also to discuss police contract negotiations.

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

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present – 64

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 17, 2008**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, December 17, 2008 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Council President Martha Creese called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Martha A. Creese, Presidentpresent
Richard H. Hartman, Second Vice Presidentpresent
Jane A. Hopey, Vice Presidentpresent
Ash K. Marwahpresent
Andrew Hrishenkopresent
Amy E. Sablepresent
Junior Councilperson Bryan Hoggpresent
Mayor G. Reynolds Clarkpresent

ENGINEER:

Bob Nedzesky, W.E.C. Engineerspresent

SOLICITOR:

Robert Max Junker, 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
Karen Sproul, Co-Treasurerpresent
Carolyn Strunk, Co-Treasurer.....present
Jim Watenpool, Parks & Recreation Director.....absent

APPROVAL OF THE MINUTES – Mrs. Hopey moved the minutes of the November 19, 2008 pre/post meeting as amended, the November 19, 2008 regular meeting as amended, and the December 3, 2008 work session, be approved, seconded by Mrs. Sable. Mrs. Creese called for a vote, and after hearing some objection, she called for a roll call vote:

Mrs. Creese – Yes
Mr. Hartman – Yes
Mrs. Hopey – Yes
Mr. Hrishenko – No
Mr. Marwah – Yes
Mrs. Sable – Yes

The motion carried.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 17, 2008**

TREASURER'S REPORT – Mr. Rocca read the November 2008 Treasurer's Report. November 2008 receipts totaled \$408,416.52 and November 2008 expenditures totaled \$396,901.85. Year-to-date receipts totaled \$6,330,249.60 and year-to-date expenditures totaled \$7,062,339.76. Mrs. Sable 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 November 2008. Mr. Hartman moved the Police Report be filed with the Police Secretary, seconded by Mr. Hrishenko and carried unanimously.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for November 2008. Mr. Phillips issued 12 permits and collected \$11,723.00 in fees. Total value of construction was \$1,629,986.00.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on December 3, 2008 to discuss police negotiations and an executive session was held this evening to discuss litigation.

COMMENTS FROM THE FLOOR

Mr. Kenneth Yarsky – Attorney Yarsky spoke on behalf of his client, Eddy Homes, the developer of the Scarlett Ridge Plan, regarding the operation and maintenance of the roads in the plan. Mr. Rocca responded by reviewing the borough's policy regarding the acceptance of public improvements.

Mr. Thomas Quinlan, 1422 Scarlett Ridge Drive – Mr. Quinlan discussed the maintenance of roads within the Scarlett Ridge Plan and expressed a concern for the safety of the families in the Scarlett Ridge Plan.

Mr. Jeff Prem, 1805 Tara Court - Mr. Prem discussed the maintenance of roads within the Scarlett Ridge Plan and expressed a concern for the residents in the Scarlett Ridge Plan. Mr. Prem also asked several questions regarding acceptance of improvements, snow removal and enforcement of traffic laws. Mr. Rocca, Chief Dorsch, Mrs. Hopey and Mr. Marwah responded.

OLD BUSINESS

MOTION TO TAKE FROM THE TABLE THE MINUTES OF THE OCTOBER 15, 2008 REGULAR MEETING - Mrs. Sable moved to take from the table the minutes of the October 15, 2008 regular meeting as amended, seconded by Mrs. Hopey. There was then discussion regarding the amended minutes and the content of minutes. It was noted that the majority of council had previously agreed, that the Secretary should record the actions taken and not individual comments. Mrs. Creese called for a vote, and after hearing some objection, she then asked for a roll call vote.

Mrs. Creese – Aye
Mr. Hartman – Aye
Mrs. Hopey – Aye
Mr. Hrishenko – No
Mr. Marwah – No
Mrs. Sable – Aye

The motion carried.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 17, 2008**

MOTION TO APPROVE THE OCTOBER 15, 2008 MINUTES - Mrs. Hopey moved to approve the minutes of the October 15, 2008 regular meeting as amended, seconded by Mr. Hartman. There was then discussion regarding the inclusion of individual comments in the minutes. Mrs. Creese called for a vote, and after hearing some objection, she then asked for a roll call vote.

Mrs. Creese – Aye
Mr. Hartman – Aye
Mrs. Hopey – Aye
Mr. Hrishenko – No
Mr. Marwah – No
Mrs. Sable – Aye

The motion carried.

NEW BUSINESS

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. Hartman and carried unanimously.

PUBLIC HEARING, ORDINANCE NO. 569-2008, STORMWATER MANAGEMENT ORDINANCE – Mrs. Creese turned the meeting over to Mr. Junker to conduct the public hearing. Mary Ellen Wolf, Court Reporter, was present to take a verbatim transcript of the hearing. The purpose of the public hearing was to receive public comments on a proposed amendment to the Subdivision and Land Development Ordinance, identified as Ordinance No. 569-2008, enacting and implementing the Act 167 Stormwater Management Ordinance. No public comments were heard, and Mr. Junker then closed the hearing.

Mr. Marwah moved Ordinance No. 569-2008 enacting and implementing the Act 167 Stormwater Management Ordinance, creating a new chapter in the Borough's Codified Ordinances and amending Section 184-28 of the Subdivision and Land Development Ordinance to incorporate same, be enacted, seconded by Mrs. Sable and carried unanimously.

ORDINANCE NO. 570-2008, THE 2009 TAX ORDINANCE – Mr. Junker summarized Ordinance No. 570-2008. Mrs. Hopey moved Ordinance No. 570-2008 levying and assessing taxes for general and specific purposes for the year 2009, be enacted, seconded by Mrs. Sable.

Mr. Marwah moved to postpone action on Ordinance 570-2008 to a date certain in order to open the budget, reduce the millage rate to 1.150 in the ordinance, schedule a special meeting on December 31, 2008 and properly advertise, seconded by Mr. Hrishenko. There was then a discussion. Mr. Marwah explained that he was proposing this millage rate reduction by using the \$150,000 included in the budget for repairs to the Northmont Farms Dam, since the borough is looking into decertifying the dam. Mrs. Creese, Mayor Clark, Mr. Hartman, Mr. Hogg, Mrs. Sable and Mrs. Hopey commented that it is irresponsible to propose such a motion and use funds that have been earmarked for the Northmont Farms Dam, since it is unknown at this time if the DEP will decertify the dam. The borough has prepared a "bare bones" budget and there have been cut backs in many areas so taxes do not have to be raised during this difficult economic time.

Mr. Rocca then presented the proposed 2009 budget, with the following highlights:

- The borough auditor provided a letter, which indicated that most importantly the opening balance that the borough uses for budgeting purposes should be the unrestricted cash balance. The borough has \$500,000 in restricted cash that cannot be used in the budget.
- The borough's beginning cash balance in 2007 was \$1,538,000.00 and the November 2008 figure was \$537,000.00, almost \$1 million less. In 2008 the borough carried out a significant amount of road work and bought additional equipment that caused the cash position to decline.
- The 2009 projection is that revenues will be stagnant and expenditures will go down.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 17, 2008**

- Based on the economic outlook, the borough will only be able to tread water over the next several years. We will not have the money to continue expansions as we have had in the past.
- By the end of 2009, the projection is that the cash position will decline another \$50,000..
- The borough auditor has noted that the borough is in the 90th percentile of the governments in terms of the quality of the accounting system and the records maintained that are provided to the auditor.
- Expenses for 2009 are projected to decline 3.8 percent. Revenues will be somewhat steady and we hope to offset any decline in revenues with new residents moving in to the borough.
- The borough can anticipate no relief from the dire economic condition until the year 2014 when bonds are paid off.

Mrs. Creese then asked Mr. Marwah to repeat his motion, which was then seconded again by Mr. Hrishenko, and Mrs. Creese asked for a roll call vote:

Mrs. Creese – No
Mr. Hartman – No
Mrs. Hopey – No
Mr. Hrishenko –Yes
Mr. Marwah – Yes
Mrs. Sable – No

The motion failed

Mrs. Hopey moved Ordinance No. 570-2008 levying and assessing taxes for general and specific purposes for the year 2009, be enacted, seconded by Mrs. Sable. The motion was then voted upon and carried unanimously.

2009 BUDGET – Mrs. Hopey moved the annual budget for the year 2009 be approved (the official budget will be available in the general office during normal business hours), seconded by Mrs. Sable and carried. Mr. Marwah voted “No”. The motion carried.

2009 TABLE OF ORGANIZATION – Mrs. Hopey moved the 2009 Table of Organization fixing the salaries for employees and appointees of the Borough for the calendar year 2009 be adopted, seconded by Mr. Hartman and carried unanimously.

RESOLUTION NO. 952-2008, 2009 POLICE PENSION CONTRIBUTION – Mr. Junker summarized Resolution No. 952-2008. Mrs. Sable moved Resolution No. 952-2008 establishing the contribution rate of 1% of compensation for the participants of the Borough of Franklin Park Police Pension Plan for the 2009 plan year, be adopted, seconded by Mrs. Hopey and carried unanimously.

RESOLUTION NO. 953-2008, RATIFYING AND APPROVING 2009 ENGINEERING FEES – Mr. Junker summarized Resolution No. 953-2008. Mr. Marwah moved Resolution No. 953-2008 ratifying and approving engineering fees for the year 2009, be adopted, seconded by Mr. Hartman and carried unanimously.

PAYMENT NO. 4 TO JERRY HORN CONSTRUCTION FOR BLUEBERRY HILL PARK PAVILION – Mr. Hrishenko moved to authorize Payment No. 4 in the amount of \$48,160.00 to Jerry Horn Construction, Inc. for the completion of rough in plumbing and the completion of concrete flat work for the lower level construction of the pavilion at Blueberry Hill Park, seconded by Mrs. Sable and carried unanimously.

ACCEPT RESIGNATION OF MELVIN HENNING, ASSISTANT FIRE OFFICIAL – Mrs. Hopey moved to accept the resignation of Melvin Henning as the Assistant Fire Official effective January 1, 2009, seconded by Mr. Hrishenko. Mr. Hartman voted “No”. Mr. Henning was commended for a job well done.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 17, 2008**

FRANKLIN RUN DEVELOPMENT, REDUCE LETTER OF CREDIT – Mrs. Hopey moved Letter of Credit No. SB-003082 in the original amount of \$1,069,910.09 issued by S&T Bank for the Franklin Run Development, be reduced by \$718,410.09 leaving a balance of \$351,500.00, seconded by Mrs. Sable and carried unanimously.

AWARD PICNIC TABLE BIDS FOR BLUEBERRY HILL PARK PAVILION – Mrs. Sable moved to award Engineered Plastic Systems, of Elgin Illinois, the bid to provide picnic tables for the Blueberry Hill Park pavilion, at a total cost of \$12,594.50, and the Secretary be authorized to return the bid bonds to the unsuccessful bidders, seconded by Mrs. Hopey and carried unanimously.

REAPPROVE YMCA OF PITTSBURGH LAND DEVELOPMENT APPLICATION – Mr. Marwah moved reapproval be granted for the Land Development Application submitted by the YMCA of Pittsburgh for a 3,425 sq. ft. footprint (a total of 8,114 sq. ft) addition to the existing facility located at 2565 Nicholson Road in the R-2 zoning district, with all of the conditions as set forth when the plan was originally granted preliminary and final approval on August 20, 2008, seconded by Mrs. Hopey and carried unanimously.

BRANDTVIEW PLACE PLAN, REDUCE LETTER OF CREDIT – Mrs. Hopey moved Letter of Credit No. SCL013951 in the amended amount of \$45,433.75 issued by National City Bank for the Brandtview Place Plan, be reduced by \$23,633.75 leaving a balance of \$21,800.00, in accordance with the Borough Engineer's recommendation letter dated December 1, 2008, seconded by Mr. Hrishenko and carried unanimously.

ADOPT AMENDED PA RIGHT TO KNOW LAW POLICY – Mrs. Sable moved to adopt the amended PA Right to Know Law policy and to appoint Ambrose Rocca, Borough Manager, Open Records Officer, seconded by Mrs. Hopey and carried unanimously.

REAPPOINT CHARLES F. PEREGO TO THE ZONING HEARING BOARD – Mr. Hrishenko moved Charles F. Perego be reappointed to the Zoning Hearing Board for a five-year term, which term will expire December 31, 2013, seconded by Mrs. Hopey and carried unanimously.

ALLEGHENY COUNTY WINTER AGREEMENT 2008/2009 – Mrs. Sable moved to enter into an Agreement with Allegheny County for the 2008/2009 winter season and to accept salt in lieu of payment, seconded by Mr. Hrishenko and carried unanimously.

SOLICITOR – Mr. Junker responded to Mr. Yarsky's comments earlier in the meeting under the public comment portion.

MR. HRISHENKO – Mr. Hrishenko responded to a comment made by Mrs. Hopey at the last meeting, thanked the solicitor for making a contribution to the Greater Pittsburgh Food Bank on behalf of council and the mayor, he also attended the Allegheny County Boroughs Association dinner.

MRS. HOPEY – Mrs. Hopey responded to Mr. Hrishenko's comment, commended staff for their work on the budget, and thanked the residents for their support.

MRS. SABLE – Mrs. Sable thanked the members of council who appointed her to serve on council.

MR. MARWAH – Mr. Marwah reviewed the accomplishments of the borough.

SUPERINTENDENT OF PUBLIC WORKS

- Mr. Merriman thanked Mel Henning for his service.

CHIEF OF POLICE

- Chief Dorsch asked everyone to remember our troops during the holidays.

BUILDING INSPECTOR/ZONING OFFICER

- Mr. Phillips thanked council for his recognition for 10 years of service.

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, DECEMBER 17, 2008**

ASSISTANT PARKS & RECREATION DIRECTOR

- Miss Morris provided a report for the Parks & Recreation Department.

GOLF COURSE SUPERINTENDENT/MANAGER

- Mr. Schweitzer thanked borough council for their support and for recognizing him and some of his staff for their years of service.

MRS. CREESE – Mrs. Creese commented on the seniors' program luncheon and the borough Christmas Party.

MAYOR CLARK – Mayor Clark read a letter of resignation as Mayor and Emergency Management Coordinator for the borough, effective at the conclusion of the December 17, 2008 meeting.

HOLIDAY WISHES – The Manager, Council members and Mayor wished everyone Merry Christmas, Happy Holidays and Happy New Year.

MAYOR'S VACANCY – Mr. Junker suggested that council recess to the conference room after this meeting to discuss the vacancy in the Mayor's position. Mr. Hartman moved to recess the meeting, seconded by Mr. Marwah and carried unanimously. Council then moved to the conference room and discussed the requirements for advertising and appointing a candidate to fill the Mayor's position. The position will be advertised and council will hold a special meeting at 7:00 p.m., prior to the January 7, 2009 work session to interview, discuss and appoint a candidate to fill the unexpired term of the Mayor. The work session will then immediately follow the conclusion of the special meeting. It was pointed out that some faiths observe Christmas on January 7th. It was agreed that council may also interview candidates on Monday, January 5th only if a candidate(s) cannot attend on January 7th. Interested candidates must be a registered elector who has resided in the borough for at least one year, and they should submit a resume or letter of interest by noon on Monday, January 5th. Mr. Junker also informed council that Mrs. Creese, as council president, would now assume the position of Mayor starting tomorrow. She would not have the ability to vote, although she could break any ties that happen. Mrs. Hopey, as Vice President, would preside over the special meeting on January 7th.

Council also discussed the fact that Mayor Clark had also resigned as the emergency management coordinator and this position would also need to be filled. It was noted that the position should be filled by someone who is experienced in emergency management and response. Mr. Rocca currently serves as the assistant emergency management coordinator.

MOTION TO ADJOURN – Mrs. Sable moved to adjourn the meeting, seconded by Mr. Hartman and carried unanimously. The meeting adjourned at 10:09 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present - 68