

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MAY 20, 2009**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, May 20, 2009 at 8:18 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 William H. Kipppresent

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
Donna Platt, Secretary/Receptionistpresent
Ambrose Rocca, Borough Managerpresent
Bill Schweitzer, Golf Course Superintendentpresent
Jim Watenpool, Parks & Recreation Directorpresent

ACKNOWLEDGE RECIPIENTS OF THE 2009 FRANKLIN PARK COMMUNITY SCHOLARSHIP –

Mr. Hogg announced the names of the scholarship recipients, and Mayor Kipp presented each scholarship winner in attendance with a payment voucher to be completed by the college or university of his/her choice:

1. **Laura S. Amster** - attending The University of Pittsburgh majoring in International Affairs
2. **Bryan M. Hogg** - attending Ohio State to study Political Science
3. **Zachary D. Hood** - attending Wake Forest University for Pre-Medical Studies
4. **Jeffrey H. Lin** - not present
5. **Patrick H. Morgan** - not present
6. **Elaine C. Oestreich** – attending the College of William & Mary to study English and the Classics and then attend Law School
7. **Dinesh Palanisamy** – attending Carnegie Mellon University to study Computation and Biology
8. **Marina Seminatore** – attending Villanova University for Pre-Medical and Engineering
9. **Ryan M. Troia** - Mel Lubert Memorial Scholarship recipient attending IUP Academy of Culinary Arts
10. **Kerri E. Woodward** – attending Emery University to study Neuro-Science Pre-Medical

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Mayor Kipp congratulated the scholarship recipients and thanked the members of the Scholarship Selection Committee.

APPROVAL OF THE MINUTES – Mrs. Hopey moved the minutes of the April 15, 2009 pre/post meeting, the April 15, 2009 regular meeting and the May 6, 2009 work session, be approved, seconded by Mr. Marwah and carried unanimously.

TREASURER’S REPORT - Mr. Rocca read the April 2009 Treasurer’s Report. April 2009 receipts totaled \$703,449.31 and April 2009 expenditures totaled \$277,796.57. Year-to-date receipts totaled \$1,883,691.70 and year-to-date expenditures totaled \$1,495,420.82. Mrs. Sable moved the Treasurer’s Report be accepted as read, seconded by Mr. Hartman and carried unanimously.

POLICE REPORT – Mayor Kipp read the Police Report and activity report for the month of April 2009. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for April 2009. Mr. Phillips issued 20 permits and collected \$9,879.00 in fees. Total value of construction was \$1,354,376.00.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Creese announced that an executive session was held on May 6, 2009 to discuss police contract negotiations and an executive session was also held prior to this meeting to discuss personnel and the police union contract.

COMMENTS FROM THE FLOOR

Ms. Rose Randolph, 3001 Shepard Lane - Ms. Randolph commented on actions that occurred at the election polls yesterday and noted that she had filed a police report. Chief Dorsch confirmed that the matter is under investigation by the police department and he could not comment.

Mr. Al Madison, 1706 Jasmine Court and Mr. Chuck Hogan, 1509 Abby Rose Court – Mr. Madison and Mr. Hogan were present to comment on a proposed detention pond fence in the Scarlett Ridge Plan. Mr. Madison and Mr. Hogan requested that the fence be repositioned closer to the pond since the present location would take away a big portion of their back yards. It was noted that Council had discussed this matter at the May work session. Council continued the discussion this evening including other possible options, safety issues and liability issues. Mr. Nedzesky was asked to evaluate the pond and make recommendations to Council. Mr. Junker was asked to look into liability issues. Mr. Madison submitted a petition to the Secretary, which had been signed by 22 residents in the Scarlett Ridge Plan, requesting a waiver of the proposed “drainage fence” position per ordinance.

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. Hrishenko and carried unanimously.

FRANKLIN RUN PLAN OF LOTS REVISED 2 – Mrs. Sable moved preliminary and final approval be granted for the Subdivision Application submitted by Franklin Run LLC for the Franklin Run Plan of Lots Revised 2, to reduce up to 50% of the front setback lines from 50 ft to 40 ft in the R-2 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer’s Staff Report dated April 30, 2009 and the letter from W.E.C. Engineering dated April 30, 2009, seconded by Mr. Hartman and carried unanimously.

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AWARD 2009 SHACOG SPRING COMMODITIES BIDS – Mrs. Sable moved Council award the following 2009 spring commodities bids as submitted to the SHACOG Purchasing Alliance for its bid opening on March 30, 2009:

Liquid Asphalt..... Russell Standard, Valencia, PA 16059

Bituminous Surfacing Materials..... Hanson Aggregates, Connellsville, PA 15143

seconded by Mr. Marwah and carried unanimously.

RATIFY PURCHASE OF RECYCLING BINS AND LIDS – Mr. Marwah moved to ratify the purchase of 300 recycling bins and lids from Busch Systems International Inc. of Ontario, Canada at a total cost of \$4,854.00 under the Pennsylvania Department of General Services COSTARS Contract #017-001, seconded by Mrs. Sable and carried unanimously.

REAL ESTATE TAX EXONERATION – Mr. Hrishenko asked what properties were being exempted. It was clarified that these are borough facilities and the fire hall. Mr. Hrishenko moved the Real Estate Tax Collector be exonerated from collecting Borough real estate taxes in the amount of \$198.87 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.

BRIARWOOD ESTATES PLAN REAPPROVAL – Mrs. Hopey moved reapproval be granted for the Subdivision Application submitted by the Meritage Group for the Briarwood Estates Plan, a 44 lot residential subdivision on the west side of Reis Run Rd., ¼ mile south of Arndt Road in the R-2 zoning district, with all of the conditions as set forth when the application was originally granted preliminary and final approval on January 21, 2009, seconded by Mr. Hartman and carried unanimously.

RESOLUTION NO. 964-2009, MTMSA EMINENT DOMAIN PROCEEDINGS, STEPHEN A. CONNER PROPERTY – Mr. Junker summarized Resolution No. 964-2009. Mr. Marwah moved Resolution No. 964-2009 authorizing the Marshall Township Municipal Sanitary Authority to institute eminent domain proceedings for the property owned by Stephen A. Conner, Block and Lot No. 1343-F-218, located within the County of Allegheny, Commonwealth of Pennsylvania, seconded by Mrs. Hopey. Mrs. Sable asked if the borough attempted to contact Mr. Conner. Mr. Junker noted that Marshall Township indicated that they would continue to try to contact Mr. Conner. The motion was voted on and was carried unanimously.

APPROVE POLICE UNION CONTRACT – Mr. Hartman moved to approve the Police Union Contract for the period January 1, 2009 through December 31, 2011, seconded by Mr. Marwah and carried unanimously.

AWARD BID FOR MILLING AND DISPOSAL OF BITUMINOUS PAVEMENT MATERIALS – Mrs. Hopey moved Donegal Construction of Greensburg, PA be awarded the bid for milling and disposal of bituminous pavement materials, at a cost of \$2.03 per sq. yd. and \$1,200 per mobilization, as submitted to the North Hills COG for its bid opening on May 14, 2009, seconded by Mr. Hrishenko and carried unanimously.

BOROUGH MANAGER – Mr. Rocca provided further clarification of the motion regarding real estate taxes. Public properties are generally exempt from taxes; however, the amount of \$198.87 represents taxes due on a house that is a rental unit in Linbrook Park owned by the borough. In essence, the borough would be collecting the tax and paying the tax, so we exonerate ourselves from having to do that. Likewise, the fire hall is used to generate rental income and it is taxable.

SOLICITOR – Mr. Junker congratulated the scholarship winners.

MAYOR KIPP – Mayor Kipp thanked Council for approving the police contract, and he congratulated the winners in yesterday's election. Borough Council: Mrs. Hopey, Mrs. Sable and Mr. David Quatchak; Mayor: Mr. Dennis O'Keefe.

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MR. HRISHENKO – Mr. Hrishenko congratulated those who won the election for borough offices, and thanked those who participated as opponents.

MRS. HOPEY – Mrs. Hopey commented regarding Ms. Randolph's public comments from earlier in the meeting.

MRS. SABLE – Mrs. Sable congratulated the scholarship winners. She noted that she attended the History in the Park event this past weekend at the Activity Center and it was a wonderful program. She also commended Debby Rabold for organizing the event.

MR. MARWAH – Mr. Marwah congratulated the scholarship winners. He noted that he also attended the History in the Park event and it was phenomenal. Mr. Marwah noted that PennDOT has delayed the work on Big Sewickley Creek Road and the road has not been closed.

MR. HARTMAN – Mr. Hartman congratulated the scholarship winners and those who won the election yesterday.

BRYAN HOGG – Bryan thanked the scholarship committee for the scholarship, and he congratulated the winners of yesterday's election.

MRS. CREESE – Mrs. Creese congratulated the scholarship winners and the winners of yesterday's election. Mrs. Creese attended the History in the Park event and it was a very successful event with a large turnout.

EMERGENCY RESPONSE PLAN MEETING – A local emergency response plan meeting will be held in the municipal building tomorrow at 7 p.m. Dr. Stein, Emergency Management Coordinator, will make a presentation on what we should be doing to prepare for emergency response. All emergency responders have been invited and residents are also invited to attend.

SUPERINTENDENT OF PUBLIC WORKS

- No report.

CHIEF OF POLICE

- Chief Dorsch thanked Council for approving the police contract.

BUILDING INSPECTOR/ZONING OFFICER

- No report.

ASSISTANT PARKS & RECREATION DIRECTOR

- Miss Morris reported that 87 seniors attended the Senior Luncheon last week.
- She has been very busy with preparations for the Festival in the Park on June 27th and will need Council members to staff the council table.
- She will begin working on the Festival mailer very soon.
- She is getting everything together for the Fall Newsletter.
- She reminded everyone of the Movies in the Park and Concerts in the Park during the summer months.

PARKS & RECREATION DIRECTOR

- Mr. Watenpool reported that they have been working in parks, primarily concentrating on the new pavilion. Tomorrow they will hydroseed around the pavilion and the main walkway has been completed. They are also working on the walkway from the upper level to the lower level.

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GOLF COURSE SUPERINTENDENT/MANAGER

- Mr. Schweitzer reported that the new POS system has been working well, but they did have a melt down this past weekend. The cause was a manufacturer defect on the battery backup. A new unit is in place and they are back online.
- He reported that the sale of gift cards and season passes through this system has been outstanding.
- The Junior Golf Program was started last year. This spring they are averaging 50 young people every Saturday. This summer he is up to 150 young people participating in the Juniors Program (ages 5-13). They will put out 30 foursomes every Saturday.
- Overall play at the golf course has been very good.

MOTION TO ADJOURN – Mr. Marwah moved to adjourn the meeting, seconded by Mr. Hrishenko and carried unanimously. The meeting adjourned at 9:12 p.m.

Respectfully submitted,

Cathy L. Krummert
Borough Secretary

Audience Present – 62