

**BOROUGH OF FRANKLIN PARK
BOROUGH COUNCIL REGULAR MEETING
WEDNESDAY, MAY 18, 2011**

The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, May 18, 2011 at 8:07 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

Council President Amy Sable called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

COUNCIL MEMBERS:

Richard H. Hartman, Second Vice President present
Jane A. Hopey, Vice President..... present
Andrew Hrishenko present
Ash K. Marwah present
David J. Quatchak present
Amy E. Sable, President present
Junior Councilperson Brennan McGovern present
Mayor Dennis E. O’Keefe present

ENGINEER:

Michael Malak, Senate Engineering Company present

SOLICITOR:

Ira Weiss, Law Offices of Ira Weiss present

STAFF:

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

ACKNOWLEDGE RECIPIENTS OF THE 2011 FRANKLIN PARK COMMUNITY SCHOLARSHIP –

Mrs. Sable explained that the first Junior Councilperson, Jacob Ramsey, recommended in 2003 that Borough Council establish a scholarship fund to benefit borough residents. The funds for the community scholarships are raised by the borough from the ad revenue generated by the borough newsletters, through participation in the scholarship golf outing and through private donations; no tax dollars are used. Scholarships were first awarded in 2004, and since that time, the borough has provided \$62,000 in scholarship funds to 63 of Franklin Park’s high school seniors. Mrs. Sable then announced the names of the ten 2011 scholarship recipients, and Mayor O’Keefe presented each with a payment voucher to be completed by the college or university of his/her choice:

1. **Andrea Evankovich** of Alydar Drive - attending The University of Pittsburgh Honors College for Pre-Pharmacy
2. **Nicholas Gigliotti** of Clare Drive – not present
3. **Connor Kuremsky** of Willow Oak Drive – attending Stanford University majoring in Human Biology
4. **Harshitha Mannam** of Sturbridge Court – attending Northwestern’s seven year accelerated medical program majoring in Economics and Biology
5. **Kelly McClure** of Matterhorn Drive – attending the Schreyer Honors College at Penn State majoring in Nuclear Engineering
6. **Brennan McGovern** of Shellburne Drive – attending Elon University majoring in Journalism and Political Science

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7. **William Oestreich** of Traci Drive – not present
8. **Maryellen Overbaugh** of Eaglewood Court – attending Penn State majoring in Mechanical Engineering
9. **Srikanth Palanisamy** of Shaker Court – attending Cornell University to study Biochemistry
10. **Nicole Werwie** of Reis Run Road – attending Chatham University to study Biology

Mrs. Sable thanked Ambrose Rocca, Borough Manager, who has been instrumental in raising the money for the scholarship fund. The Scholarship Golf Outing will be held Monday, July 25th at Shannopin Country Club. Mrs. Sable thanked the Scholarship Selection Committee for their review of 42 applications.

APPROVAL OF THE MINUTES – Mrs. Hopey moved the minutes of the April 20, 2011 pre/post meeting, the April 20, 2011 regular meeting, the April 28, 2011 zoning ordinance work session, the May 4, 2011 work session, the May 5, 2011 zoning ordinance work session and the May 12, 2011 zoning ordinance work session, be approved, seconded by Mr. Hartman and carried unanimously.

TREASURER'S FINANCIAL REPORT - Mr. Rocca read the April 2011 Treasurer's Financial Report. April 2011 revenues totaled \$679,565.38 and April 2011 expenditures totaled \$425,705.76. Year-to-date revenues totaled \$1,890,093.80 and year-to-date expenditures totaled \$1,651,311.73. Mr. Marwah moved the April Treasurer's Financial Report be accepted as read, seconded by Mr. Hartman and carried unanimously.

POLICE REPORT – Mayor O'Keefe read the Police Report and activity report for the month of April 2011. Mr. Hartman recommended the Police Report be filed with the Police Secretary.

BUILDING INSPECTION REPORT - Mr. Phillips read the Building Inspection Report for April 2011. Mr. Phillips issued 17 permits and collected \$17,139.14 in fees. Total value of construction was \$2,021,566.00.

ANNOUNCEMENT OF EXECUTIVE SESSION - Mrs. Sable announced that executive sessions were held on April 20, 2011 to discuss Teamsters Union negotiations and a personnel matter, on May 4, 2011 to discuss property acquisition for the YMCA turning lane and Teamsters Union negotiations and on May 18, 2011 to discuss Scarlett Ridge litigation.

COMMENTS FROM THE FLOOR

Marianne Stearns, 2505 Matterhorn Drive – Mrs. Stearns suggested that anybody going door-to-door should notify the borough first. Mr. Rocca noted that commercial businesses who will be soliciting are required to register with the borough, and the borough performs background checks on each person. These companies then receive permits to carry with them as they go door-to-door. Political and non-profit agencies are not required to register with the borough, but they are asked to inform the borough if they will be in the area. Chief Dorsch noted that because of a Supreme Court ruling, the borough's hands are tied with some of these groups/organizations, and he cannot do background checks. Chief Dorsch also noted that residents can register with the borough if they do not want solicitors, and the borough provides "No Soliciting" stickers for residents to place on their doors.

Brad Powell, 1602 Bradsbury Lane – Mr. Powell addressed Council regarding the proposed waterline on Hopkins Church Road. Mr. Powell requested to discuss the issue further with Council. Council indicated that a meeting is scheduled for June 6th with the residents in the area. Mr. Powell was invited to attend the meeting and address Council to share his insights.

OLD BUSINESS

RECONVENE PUBLIC HEARING - FIELDS OF NICHOLSON FOURTH REVISED TENTATIVE PRD

APPLICATION PRDT 11-02-01 – Mr. Hrishenko moved to reconvene the public hearing to consider Fourth Revised Tentative PRD approval for Application PRDT 11-02-01 for the Fields of Nicholson PRD, seconded by Mr. Quatchak and carried unanimously.

PUBLIC HEARING - FIELDS OF NICHOLSON FOURTH REVISED TENTATIVE PRD APPLICATION PRDT 11-02-01

- Mrs. Sable turned the meeting over to Mr. Weiss to conduct a public hearing to consider Fourth Revised Tentative PRD approval for Application PRDT 11-02-01 for the Fields of Nicholson PRD. Mary Ellen Wolf, court reporter, was present to take a verbatim transcript of the hearing. Mr. John Schleicher of Gibson-Thomas Engineering reviewed the application. The previous approval was for 105 townhouse units. In order to address market demands the unit types have been changed in the third and final phase of the development. The latest proposal is for 97 units that are larger patio-type homes with front entrance garages and first floor master bedrooms. No member of the public chose to comment. The hearing was closed. Mr. Hrishenko moved Fourth Revised Tentative PRD approval be granted for Application PRDT 11-02-01 submitted by Dan & Michael, Inc. for the Fields of Nicholson PRD, off of Nicholson Road in the R-3 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated March 30, 2011 and the letter from W.E.C. Engineers dated March 8, 2011, seconded by Mr. Marwah and carried unanimously.

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 - FIELDS OF NICHOLSON REVISED FINAL PRD APPLICATION 11-04-02 -

Mrs. Sable turned the meeting over to Mr. Weiss to conduct a public hearing to consider Revised Final PRD approval for Application PRDF 11-04-02 for the Fields of Nicholson, Phase 3. Mary Ellen Wolf, court reporter, was present to take a verbatim transcript of the hearing. Mr. John Schleicher of Gibson-Thomas Engineering reviewed the application. Phase 3 is the follow-up to the Revised Tentative PRD approval. It is for the final phase of the development, which is for 15 dwelling units in the southwest corner of the property behind the pond along Nicholson Road. Previously, 23 units were proposed. Mr. Hartman discussed turning lanes. No member of the public chose to comment. The hearing was closed. Mr. Quatchak moved Revised Final PRD approval be granted for Application PRDF 11-04-02 submitted by Dan & Michael, Inc. for the Fields of Nicholson, Phase 3 off of Nicholson Road in the R-3 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated April 28, 2011 and the letter from Senate Engineering dated April 28, 2011, seconded by Mrs. Hopey and carried unanimously.

PUBLIC HEARING - CONDITIONAL USE APPLICATION CU 11-04-02 - 2506 WEXFORD BAYNE ROAD

- Mrs. Sable turned the meeting over to Mr. Weiss to conduct a public hearing to consider Conditional Use Application CU-11-04-02 for property located at 2506 Wexford Bayne Road. Mary Ellen Wolf, court reporter, was present to take a verbatim transcript of the hearing. Mr. Phillips noted that the Planning Commission had approved this application with the conditions as set forth in his Staff Report. It was noted that all information was contained in the application. The applicant, Karen Phillips, was present. Council had no questions regarding the application and no member of the public chose to comment. The hearing was closed. Mrs. Hopey moved approval be granted for Conditional Use Application CU-11-04-02 submitted by Karen Phillips, VMD to allow an animal husbandry use at the property located at 2506 Wexford Bayne Road in the R-1 zoning district, contingent upon compliance with the Building Inspector/Zoning Officer's Staff Report dated April 28, 2011, seconded by Mr. Hartman and carried unanimously.

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REAL ESTATE TAX EXONERATION – Mr. Marwah 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. Hrishenko and carried unanimously.

AWARD BID FOR CLEANING SERVICES – Mr. Quatchak moved to reject the bid submitted by Coverall for non-compliance with the bid specifications and return its bid security, and award Northern Home Service Company, the lowest responsible bidder, the bid for cleaning services for the municipal building and the activity center at the prices listed on the bid form submitted, seconded by Mr. Hartman and carried unanimously.

RATIFY PURCHASE OF RECYCLING CONTAINERS & LIDS – Mr. Hrishenko moved to ratify the purchase of 501 recycling containers and lids from Busch Systems International Inc. of Barrie, Ontario, under COSTARS Contract No. 017-001 at a total cost of \$7,655.28, seconded by Mrs. Hopey and carried unanimously.

AWARD BID FOR BITUMINOUS SURFACING MATERIALS – Mr. Quatchak moved Lindy Paving, Inc. be awarded the bid for Bituminous Surfacing Materials as part of the 2011 spring commodities bids submitted to the SHACOG Purchasing Alliance for its bid opening on April 25, 2011, seconded by Mrs. Hopey and carried unanimously.

AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE FOR THE SCARLETT RIDGE PLAN OF LOTS – Mrs. Hopey moved to authorize the Council President to execute a Settlement Agreement and Release in a form acceptable to the Solicitor, resolving the case at Allegheny County Court of Common Pleas No. GD 10-018176 brought by Eddy Homes, Inc. against the Borough and several residents of the Scarlett Ridge Plan of Lots, seconded by Mr. Hartman and carried unanimously.

AUTHORIZE ADDENDUM TO THE SCARLETT RIDGE PLAN OF LOTS DEVELOPMENT AGREEMENT – Mr. Marwah moved to authorize the Council President to execute an Addendum to the April 25, 2005 Development Agreement with Eddy Homes, Inc. for the Scarlett Ridge Plan of Lots, in a form acceptable to the Solicitor, seconded by Mr. Quatchak and carried unanimously.

BOROUGH MANAGER – Mr. Rocca commented on the scholarship applicants and the scholarship golf outing. It is a group effort and several staff members assist with raising the funds for the scholarships.

SOLICITOR – No report

MAYOR O'KEEFE – Mayor O'Keefe congratulated the scholarship recipients. Mayor O'Keefe discussed the Lenzner transportation service noting that they are only averaging 15 passengers per day from two locations in the borough. Unless there is a significant improvement in ridership, the Lenzner service will cease to operate on July 1st. Mayor O'Keefe thanked everybody who voted in the election yesterday.

MR. HRISHENKO – Mr. Hrishenko thanked the scholarship recipients for the fine job they have done.

MR. QUATCHAK – Mr. Quatchak congratulated the scholarship recipients.

MRS. HOPEY – Mrs. Hopey congratulated Brennan McGovern and all of the scholarship recipients. Mrs. Hopey announced that Northland Public Library will have another Bread for Books fundraiser this month at Bella Frutetto Restaurant.

MR. MARWAH – Mr. Marwah congratulated the scholarship recipients. Mr. Marwah discussed a recent Zoning Hearing Board meeting regarding tow trucks on Haven Hill Drive. He noted that the Zoning Hearing Board will make a decision on August 11th.

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MR. HARTMAN – Mr. Hartman congratulated the scholarship recipients. Mr. Hartman thanked Mr. Weiss for returning the money that was charged for the meetings that were held.

MR. MCGOVERN, JUNIOR COUNCILPERSON – Mr. McGovern thanked the borough for hosting a class on waste composting last month. He thanked the Scholarship Selection Committee for honoring him with the award. He also thanked Borough Council and Mr. Rocca for continuing to sponsor this outstanding program to help students finance their college educations.

MRS. SABLE – Mrs. Sable congratulated the scholarship recipients and Brennan McGovern.

SUPERINTENDENT OF PUBLIC WORKS

- No report

CHIEF OF POLICE

- No report

BUILDING INSPECTOR/ZONING OFFICER

- No report

ASSISTANT PARKS & RECREATION DIRECTOR

- No report

PARKS & RECREATION DIRECTOR

- No report

GOLF COURSE SUPERINTENDENT/MANAGER

- Absent

ELECTRONICS RECYCLING – The electronics recycling event will be held this Saturday, May 21st, from 10 a.m. to 2 p.m. Goodwill will be accepting items at the rear of the municipal building.

COMMENTS FROM THE FLOOR

None.

MOTION TO ADJOURN – Mr. Marwah 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 - 59