

**BOROUGH OF FRANKLIN PARK  
BOROUGH COUNCIL REGULAR MEETING  
WEDNESDAY, AUGUST 15, 2007**

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The regular meeting of the Borough Council of the Borough of Franklin Park was held on Wednesday, August 15, 2007 at 8:00 p.m. at the Municipal Building, 2344 West Ingomar Road, Pittsburgh, Pennsylvania 15237.

President Martha Creese called the meeting to order.

Pledge of Allegiance

Cathy Krummert called the roll:

**COUNCIL MEMBERS:**

Laura A. Coombs.....present  
Martha A. Creese, President .....present  
Richard H. Hartman .....present  
Jane A. Hopey, Second Vice President.....present  
James W. Lawrence, Vice President.....absent  
Ash K. Marwah .....present  
Junior Councilperson 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  
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. Coombs moved the minutes of the July 18, 2007 pre/post meeting, the July 18, 2007 regular meeting and the August 1, 2007 work session, be approved, seconded by Mr. Hartman and carried unanimously.

**TREASURER’S REPORT** - Mr. Rocca read the July Treasurer’s Report. July 2007 receipts totaled \$505,178.00 and July 2007 expenditures totaled \$517,539.67. Year-to-date receipts totaled \$4,180,934.16 and year-to-date expenditures totaled \$3,080,804.63. Mrs. Hopey moved the Treasurer’s Report be accepted as read, seconded by Mr. Marwah and carried unanimously. Mr. Marwah commented that the total of the fund balances has again reached an all time high of almost \$4.5 million dollars, and Council should be cognizant of this at budget time.

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

**BUILDING INSPECTION REPORT** - Mr. Phillips read the Building Inspection Report for July 2007. Mr. Phillips issued 17 permits and collected \$10,638.00 in fees. Total value of construction was \$922,871.00.

**ANNOUNCEMENT OF EXECUTIVE SESSION** - Mrs. Creese announced that an executive session was held on August 1, 2007 to discuss a personnel matter.

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**COMMENTS FROM THE FLOOR**

Mrs. Lois Tilly and Mr. Evan Tilly, 2234 Montgomery Road – Mr. and Mrs. Tilly expressed their concern regarding the amount of storm water from homes on Montgomery Road and in the Squire Ridge Plan that is running through a pipe they installed on their property when they built their home 40 years ago. Mr. and Mrs. Tilly were informed that Council would be having a post meeting to discuss storm water issues, and they were invited to stay.

Mr. William Krol, 2402 Antrim Court – Mr. Krol expressed his frustration that his house has been flooded several times. He is concerned about safety and noted that the problem needs to be addressed. Mr. Krol was informed that the Borough Engineer has been looking at this area and a recommendation will be made for a permanent solution.

Ms. Susan Duffy, 1624 Carriage Lane - Ms. Duffy indicated that there is a recent desire from the parties involved in the Franklin Nursery litigation to withdraw that litigation, and she asked about the Borough's position on this matter. Mrs. Creese noted that this matter is in litigation and would be discussed later this evening in executive session.

Mr. Oscar Miller, 2406 Marble Lane – Mr. Miller asked Council to consider withdrawing the Consent Order regarding the Franklin Nursery, and he commented on the matter. Mrs. Creese noted that this matter is in litigation and would be discussed later this evening in executive session.

Mr. Elliott Simon, 1527 King John Drive – Mr. Simon commented on a fence constructed by his neighbor, and he asked Council to review the solicitor's interpretation regarding this matter. He had provided a packet of information this evening for Council to review.

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

**REAPPROVE TAVELLA PLAN SUBDIVISION APPLICATION** – Mr. Marwah moved to re-approve the Subdivision Application submitted by Frank & Mary Tavella for the Tavella Plan, located on Camp Meeting Road near Hopkins Church Road, to subdivide one lot into two lots for residential use in the R-1 zoning district, with all of the conditions as set forth when the plan was originally granted preliminary and final approval on February 21, 2007, seconded by Mr. Hartman and carried unanimously.

**SHANNOPIN COUNTRY CLUB AGREEMENT FOR 2008 COMMUNITY SCHOLARSHIP GOLF OUTING** – Mrs. Coombs moved to approve the Agreement with Shannopin Country Club to host the 2008 Community Scholarship Golf Outing, seconded by Mrs. Hopey and carried unanimously.

**APPOINT MEMBERS TO SCHOLARSHIP SELECTION COMMITTEE** – Mrs. Hopey moved the following residents be appointed to the Scholarship Selection Committee for the terms specified:

Barbara Owens, James Drive..... term expires December 31, 2008  
Nancy Hamilton, Aldon Drive ..... term expires December 31, 2009  
Sailesh Kapadia, Glenwood Drive ..... term expires December 31, 2009  
Ellen Kaelin, Brandt School Road..... term expires December 31, 2010  
Pete Sehgal, Settlers Walk Drive ..... term expires December 31, 2010  
William Kipp, Brimfield Drive ..... term expires December 31, 2011  
Karl Sieg, Pheasant Run..... term expires December 31, 2011,  
seconded by Mr. Hartman.

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Mr. Rocca explained that prior to this year the school district selected the scholarship recipients. After some complaints from private schools, North Allegheny gave the responsibility back to the Borough. Borough Council then selected this committee. The committee worked in 2007 to select eight scholarship recipients. A formal committee has now been established with intermittent terms. The terms were drawn by lots. The motion was voted on and it was carried unanimously.

**RESIGNATION OF BOB HITSON FROM THE RECREATION BOARD** – Mr. Hartman moved to accept the resignation of Bob Hitson from the Recreation Board, effective August 7, 2007, seconded by Mr. Marwah and carried unanimously.

**PROCLAMATION FOR INTERNATIONAL DAY OF PEACE** – Mr. Marwah read the Proclamation for The International Day of Peace. Mrs. Coombs moved to proclaim September 21 as The International Day of Peace, seconded by Mr. Marwah. Mrs. Hopey abstained from voting. The motion was voted on and it was carried.

**LEASE AGREEMENT WITH PITNEY BOWES FOR A MAILING MACHINE** – Mrs. Hopey moved to authorize a 60-month Lease Agreement with Pitney Bowes for a DM500 Mail Machine, including 60-month equipment maintenance and software maintenance, at a cost of \$219.00 per month, under State Contract No. 7490-04, seconded by Mrs. Coombs and carried unanimously.

**RESCIND AGREEMENT WITH CINGULAR FOR COMMUNICATIONS TOWER** – Mrs. Hopey moved to authorize the solicitor to rescind the agreement with Cingular as early as August 20, 2007, seconded by Mrs. Coombs and carried unanimously.

**BOROUGH MANAGER** – Mr. Rocca commented that we concluded this year's fund raising efforts for the scholarship program, and the Borough raised approximately \$12,300. Council authorized increasing the number of scholarships from 8 to 9 next year. We are building up a reserve to ensure that the scholarship program will continue in future years. When the scholarship program was started five years ago, the Borough awarded four scholarships. The goal is to award 12 scholarships each year.

Mr. Rocca also informed Council that he would be on vacation the next few days.

**SOLICITOR** – Mr. Junker addressed Mr. Simon's comments earlier this evening about his neighbor's fence. He noted that the proper procedure to challenge the issuance of a building permit is to go before the Zoning Hearing Board. The time limit is usually 30 days from the issuance of the permit. Mr. Junker noted that Council drafts the rules, but it is the Zoning Hearing Board that interprets the rules.

**MRS. CREESE** – Mrs. Creese invited the audience to stay for the post meeting. Council will discuss the recent storms and flooding problems that occurred.

**MR. HARTMAN** – Mr. Hartman noted that Council wants to clarify the ordinance regarding fences.

**MR. MARWAH** – Mr. Marwah thanked Council for the Proclamation for the International Day of Peace on his behalf and on behalf of the International Day of Peace Committee. A celebration will be held at LaRoche College on September 20 & 21.

Mr. Marwah asked Mr. Phillips to address several issues with a property located at the intersection of McAleer Road and Haven Hill. There is a backhoe parked on the property, construction of a retaining wall, construction in the garage and it appears that a business is being run out of the home. Mr. Phillips will look into these issues.

**SUPERINTENDENT OF PUBLIC WORKS**

- Mr. Merriman announced that there would be a special brush chipping program on Thursday and Friday due to the recent storm damage.

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**CHIEF OF POLICE**

- Allegheny County intends to pave Brandt School Road on Friday and Monday.
- Chief Dorsch thanked the public works department and fire company for assisting to open up the roads after the recent storms.
- A notice has been posted on the Police website regarding daylight burglaries. Chief Dorsch stated that there had been a burglary today on Wexford Run Road. He asked residents to call if they see or hear anything suspicious.

**BUILDING INSPECTOR/ZONING OFFICER**

- No report.

**PARKS & RECREATION DIRECTOR**

- The last Movie in the Park will be held on Friday August 24.

**GOLF COURSE SUPERINTENDENT/MANAGER**

- The annual resident golf outing will be held on September 15 from 9 a.m. to noon.
- Equitrans may need to change the pipeline relocation. Mr. Schweitzer will keep Council informed.

**MOTION TO ADJOURN** – Mrs. Coombs moved to adjourn the meeting, seconded by Mr. Hartman and carried unanimously. The meeting adjourned at 8:42 p.m.

Respectfully submitted,

Cathy L. Krummert  
Borough Secretary