

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

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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, President .....absent  
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 Bryan Hogg .....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.....absent  
Walt Healy, Police Sergeant.....present  
Cathy Krummert, Borough Secretary.....present  
Ronald Merriman, Superintendent of Public Works .....present  
Brienne 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. 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.

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**ANNOUNCEMENT OF EXECUTIVE SESSION** - Mrs. Hohey 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.

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**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.

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**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 1<sup>st</sup>.

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 6<sup>th</sup>. 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 11<sup>th</sup> 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.

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**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 27<sup>th</sup>. 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 21<sup>st</sup> 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.

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**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