

Call to Order:

Mr. Porco

Pledge of Allegiance:

Mayor O'Malley

Roll Call:

Mr. Belmonte	Absent	Mr. Porco	Present
Mr. Burleigh	Present	Mayor O'Malley	Present
Mr. Erbelinger	Present	Janet Sullivan, Tax Collector	Present
Mr. Karas	Present	Steve Korbel, Solicitor	Present
Mr. Tomasic	Present	David Gilliland, Engineer	Present
Ms. Wood	Absent	Steven Morus, Manager	Present

Public Hearing – Comcast cable franchise renewal

A. Introduction – Mr. Porco

Good evening. This is a public hearing of the Forest Hills Council regarding cable franchise renewal for the Borough of Forest Hills. This public hearing is held pursuant to Section 626 of the federal Cable Act, which sets forth the process for franchise renewal. The Borough's current franchise with Comcast will expire soon, and the Borough is beginning the process of renewing the franchise.

This public hearing is part of the preliminary portion of franchise renewal in which the Borough reviews the cable operator's past performance and identifies the Borough's future cable-related community needs. As such, as part of this public hearing, we invite comments from any citizens who wish to speak regarding either or both of the aforementioned subjects.

Franchise renewal is the best opportunity for municipalities to assert their rights with respect to their cable operators and to obtain important benefits in return for granting the cable operators the right to use its public rights-of-way. These benefits include:

1. A State-of-the-Art Cable System now and in the future;
2. Strong Customer Service Standards;
3. Free Services to Community Facilities;
4. Better Reporting Requirements from the Cable Operator;
5. Maximized Franchise Fees and Franchise Grant;
6. An Educational and Governmental (EG) Channel;
7. Legal Protections of the Rights-of-Way; and
8. Better Mechanisms to Enforce the Franchise Agreement.

These are just some of the potential benefits available through franchise renewal. Citizens may address these items or any other cable-related items that are important to them. We will now open the hearing up to citizen comments. Thank you.

B. Citizen Comments – No comments

C. Council Comments – No comments

D. Motion to close the public hearing - moved by Mr. Tomasic, Seconded by Mr. Karas. All in favor by voice vote.

President's Report:

Mr. Porco

Mr. Porco announced executive sessions held on July 5 and 7 and one following this meeting all on personnel and labor negotiations.

Commented on Community Day and lauded Pat Lanigan and those on his committee. He thanked all for a great event.

Mr. Porco announced that the annual hayride will be held on October 15

He noted that he, Mr. Belmonte and Mayor O'Malley attended the regionalization meeting on July 14 at Chalfant.

Mayor's Report:

Mayor O'Malley

Mayor O'Malley provided a list of his activities and meeting attended during the past month.

Thur June 16, Congressman Mike Doyle invited his constituents to a meeting on immigration reform held in Pgh. I attended representing FH.

Sun June 19, and on multiple Sundays attending VOTE.ALLEGHENY meeting strategizing election enforcement of testing of logic and accuracy of Allegheny County electronic voting machines

Tues June 21 and following 3 Tuesday mornings: As a member of the Friends of the River Front, Jail trail monitoring procedures.

Tues June 23, Met with and swore in the new FH Police Officers

Friday June 24, Attended the Turtle Creek sponsored meeting on the new PA legislation forbidding garbage pickup of electronic equipment in 2012.

Sat June 25, attended rally and awareness in Pittsburgh of issues created by the arrest and hospitalization of Jordan Miles, -- to date, no investigation by the District Attorney

Wed June 29, Meeting of the Eastern Area Bike Trails Program for municipalities of the Eastern area of Allegheny County.

Monday July 4, FH Community day 10 am until 7 pm... Attended and helped as requested.

Sat July 9 Attended Gilda's Club fundraiser representing FH

Thur July 14, attended COG meeting of municipalities about inter-governmental cooperation on projects.

UPCOMING: Aug 2,2011 National Night Out from the National Chief of Police association -- neighborhood block parties scheduled throughout the borough.

Note: I apologize for the fewer than normal events that I attended. I have been under the weather for several weeks with recurring, multiple dental root canal procedures

Tax Collector's Report:

Ms. Sullivan

Ms. Sullivan presented her monthly report.

Chief of Police Report:

Chief Williams

Chief Williams presented a monthly activity report. He discussed the new part time officer training. He also discussed a meeting with DA Zapalla re: possible funding for the radio changeover.

Fire Chief's Report:

Chief Theilacker

No Report

Woodland Hills EMS Report:

Adam Knight

No report

Solicitor's Report:

Steve Korbel

No report

Wilkesburg Penn Joint Water Authority Report: Ms. Broz

Ms. Broz reported on authority activities. Water bills may now be paid by credit card.

Public Comment – Agenda Items

At this time, citizens may address council on any issue appearing on today's agenda. Comments on non-agenda items will be taken at the end of tonight's meeting. Citizens are asked to use the microphone at the speaker's stand, clearly state their name and address for the record and keep comments brief and to the point (5 minutes or less). Please spell the last name for the record.

Vivian Broz, 312 Burlington Road – discussed the motion to remove a tree under operations and policy and was disappointed. She also requested that a member of council regularly attend meetings of tree and shrub committee.

Jane Freund, 37 Bryn Mawr Road – asked that council come and visit the new wall in Bryn Mawr as it is nearing completion. Ribbon cutting on Sunday August 14 from 5 PM to 7 PM. She would like to approach operations and policy re: raising funds. Ms. Freund asked to address council on a landscaping issue with Cost but Mr. Porco indicated that was a non agenda item that should wait for the second comment period.

Committee Reports:

PUBLIC WORKS COMMITTEE

Mr. Erbedinger

Motion: Motion to authorize the repair of Avenue F curbs along its length using an asphalt wedge curb as determined by the borough engineer's review and estimate and in those locations along the street as directed by borough council.

Moved: Mr. Erbedinger

Second: Mr. Burleigh

Roll Call Vote:

Mr. Burleigh	yes
Mr. Erbedinger	yes
Mr. Karas	yes
Mr. Tomasic	yes
Mr. Porco	yes

General Report:

1. The engineer and foreman are reviewing the complaints of the homeowner at 302 Cascade Road re: flooding issues. Mr. Gilliland reported on activities investigating the situation to date and several options. He noted that the curbs have been built up to retain water on the street and not onto properties. 24:23

Mr. Porco discussed the kind of sewer system there and an obstruction that was found in a storm line from the catch basin through his property. Mr. Tomasic noted that he wants to make sure the borough is doing everything that we are responsible for.

2. Members received proposed capital improvements projects for the 2012 plan as submitted by staff for committee review. All borough committees received similar staff submissions this month.
3. The committee reviewed a request by the foreman and engineer to remove a portion of the railing at the lower portion of Elmore Road (southeast side) and agreed that there should be no problem in doing that.
4. The Turtle Creek Valley Council of Governments indicated that the borough has \$30,268 to use for the year 37 demolition project under the Community Development Block Grant program. This will support the demolition of the homes at 375 Ave D and 213 Beaver Dr. All bidding and contract supervision will be handled by the COG.
5. The Committee of the Whole authorized the borough engineer to add Perry and Concord to the paving contract as specified in the motion approving the bids at a previous meeting.
6. Bob Zischkau of Glenn Engineering addressed the Committee of the Whole and discussed future requirements under the consent order, outlining projected costs for sewer work and sewer fee requirements.
7. The borough engineer submitted the following report to the committee:
 - o Significant Deficiency Sewer Repairs – Liner Project - This project is in progress with 20% completed.
 - o 2011 Street Paving & Slurry Seal - These projects are scheduled to begin the week of July 5.
 - o Municipal Building Roof - Contracts have been issued for both the flat roof and the shingled roof. Work should begin within the next month.
 - o I examined a handrail along Elmore Road at #232. The resident has asked that it be removed due to rusting and instability and I

concur that it should be removed and do not foresee any detriment to public safety in doing so.

- I prepared a report on the Avenue F curbs and on concrete versus asphalt curbs in general which has been submitted to Manager Morus.
- I examined an erosion problem along the walkway from Watts Lane to Braddock Road. A headwall is needed at the location where the stream enters a culvert since swirling water during heavy rain has eroded around the pipe end. The estimated cost of such a headwall is \$35,000.
- Jim Theilacker and I reviewed the proposed contracts from Keough Plumbing and are of the opinion that the prices are fair and reasonable. Approval of the maintenance contracts is recommended

FINANCE COMMITTEE

Mr. Erbedinger

Motion: Move to approve payment of bills for the month of June in the following amounts:

General Fund Budget:	\$204,302.89
Capital Improvements Plan	\$ 20,447.17
Corrective Action Budget:	\$184,742.60
Liquid Fuels:	\$ 2001.20

Moved: Mr. Erbedinger
Second: Mr. Burleigh

Roll Call Vote:	Mr. Burleigh	yes
	Mr. Erbedinger	yes
	Mr. Karas	yes
	Mr. Tomasic	yes
	Mr. Porco	yes

Detail of Non-General Fund Items:

Capital Improvements Plan:	pool, Filmore sidewalks
Corrective Action Budget:	Sanitary sewer consent decree work and engineering
Liquid Fuels:	Traffic signals, hot patch

General Report:

1. The committee discussed the proposed fire services fee with the solicitor and asked that he send council further information via email.
2. The committee is preparing to review 2012 capital improvements plan submissions in September and reviewed an overview of all items submitted at the July meeting. Members asked that other council committees forward their recommendations for accepted projects to them following the August committee meetings.
3. Committee members reviewed information from the S. E. Allegheny Tax Collection Commission re: future earned income tax collection (EIT) and determined that the collection of the Local Services Tax (LST) should remain in house. They will revisit the LST issue again next year.
4. Mockenhaupt noted that they have reviewed what appeared to be a discrepancy in mortality table calculations for pensions but determined that all appears to be correctly calculated and that any issues are minor and immaterial.

BOROUGH PROPERTY

Mr. Karas

Motion: Move to authorize the manager and solicitor to prepare and advertise bid specifications for a new cleaning contract for the borough building, magistrate's building and public works garage to be effective January 1, 2012.

Moved: Mr. Karas
Second: Mr. Burleigh

Voice Vote – all in favor

Motion: Move to accept the proposal of Liberty Power for the purchase of electricity in the fixed amount of 0.07283/kWh and for a term of 28 months.

Moved: Mr. Karas
Second: Mr. Burleigh

Note: The boroughs electricity consultant APPI advises that this rate will not save the borough money immediately as Duquesne Light's price is about the same. It would provide the borough with long term price assurance as they project Duquesne Light's cost to go up in the next year.

Roll Call Vote: Mr. Burleigh yes

Mr. Erbedinger	yes
Mr. Karas	yes
Mr. Tomasic	yes
Mr. Porco	yes

Motion: Move to accept the proposal of Clifford R. Keough Plumbing for the testing of backflow devices at the borough building, magistrate's building, borough garage, Woodland Hills EMS, Forest Hills/Westinghouse Recreation Center lodge and area, pool and lodge and senior center under an annual agreement at a cost of \$545 effective August 1, 2011.

Moved: Mr. Karas
Second: Mr. Burleigh

Roll Call Vote:	Mr. Burleigh	yes
	Mr. Erbedinger	yes
	Mr. Karas	yes
	Mr. Tomasic	yes
	Mr. Porco	yes

Motion: Move to accept the proposal of Clifford R. Keough Plumbing for a preventive maintenance contract for heating and air conditioning at the borough building, magistrate's building, borough garage, Forest Hills/Westinghouse Recreation Center lodge and area, pool and lodge and senior center under an annual agreement at a cost of \$875 effective August 1, 2011.

Moved: Mr. Karas
Second: Mr. Burleigh

Roll Call Vote:	Mr. Burleigh	yes
	Mr. Erbedinger	yes
	Mr. Karas	yes
	Mr. Tomasic	yes
	Mr. Porco	yes

General Report:

1. Members reviewed a proposal to reprogram a \$28,000 grant from Bright Park to stream bank improvements at the Main Park. The manager, engineer and foreman will work on a scope of work and provide all required information to the PA Dept. of Conservation and Natural Resources during August.

2. The committee asked that the engineer review the roof vent operation in the borough building as the new roof is installed and to report back to the committee.
3. Members asked that Cindy Simm, Marketing Director, review the current cleaning contract for services at the recreation center, contact other potential contractors and recommend to the committee whether the current contractor should remain.
4. The committee asked Jim Theilacker to provide quotes on the cost of repairs to the fire department building roof.
5. Committee members reviewed the foreman's report on efforts to clean a small portion of the main park wall using a pressure washer. He noted that the washer did little to improve the condition and that only after testing with an acid wash material did any positive results come forth. Members decided that the time and cost to do this work were prohibitive and should not move forward.
6. Members reviewed a recent complaint regarding storage of materials at the grass lot near the recreation center on Barclay and the area behind the lodge building. A line of trees has been planted recently at the grass lot to provide partial screening with additional trees planned. Members considered use of a privacy fence for the area behind the building. No determination was made as to further disposition of the matter.
7. The replacement slide for Bright Park is on order.

PUBLIC SAFETY

Mr. Tomasic

Motion: Move to approve ordinance number 1014 authorizing the borough to join the Turtle Creek Valley Council of Government's police testing program beginning in 2012.

Moved: Mr. Tomasic
Second: Mr. Erbeldinger

Roll Call Vote:

Mr. Burleigh	yes
Mr. Erbeldinger	yes
Mr. Karas	yes
Mr. Tomasic	yes
Mr. Porco	yes

Motion: Move to approve the Officer in Charge policy as developed by the Police Chief.

Moved: Mr. Tomasic
Second: Mr. Erbedinger

Roll Call Vote: Mr. Burleigh yes
Mr. Erbedinger yes
Mr. Karas yes
Mr. Tomasic yes
Mr. Porco yes

General Report:

1. The committee noted the savings in the new Swiftreach agreement which costs the borough a flat fee of \$5,500 annually with no per call charges. The old agreement was charged monthly for a total annual cost of \$6,000 with additional charges paid per call. Like the old agreement, the new agreement is for 36 months. A grant from Sen. Jay Costa for \$10,000 will cover most of the first two year cost.

OPERATIONS & POLICY

Mr. Karas

Motion: Move to approve the minutes from the June 15, 2011 council meeting.

Moved: Mr. Karas
Second: Mr. Tomasic

Voice Vote – all in favor

Motion: Motion to accept the retirement letter of police secretary Sandy Reech effective with her stated retirement date of July 21, 2011.

Moved: Mr. Karas
Second: Mr. Burleigh

Roll Call Vote: Mr. Burleigh yes
Mr. Erbedinger yes
Mr. Karas yes
Mr. Tomasic yes
Mr. Porco yes

Motion: Move to accept the employee evaluation forms for public works employees and office and related staff as prepared by attorney Chris Gabriel and reviewed and modified by the borough manager.

Moved: Mr. Karas
Second: Mr. Burleigh

Mr. Tomasic requested that a policy is established to employ the evaluations. Mr. Morus noted that a policy draft will be provided to the committee to review in august.

Mr. Tomasic asked that it be amended to add that they be implemented by the end of this year. This was accepted.

Voice Vote – all in favor

Motion: Motion to authorize the arborist to issue a permit for the removal of a tree by Janie Caruso property owner at 132 LeBeau Pike at her own expense and with replacement of a tree acceptable to the borough.

Moved: Mr. Karas
Second: Mr. Tomasic

Mr. Korbel suggested amending the motion to “direct” the arborist to do this rather than simply “authorize”. This was accepted as amended.

Mr. Tomasic suggested that the tree and shrub committee should approve the replacement tree. Ms. Broz noted that there is a list and the arborist should inform the owner. Council directed that the arborist note that the homeowner must select a replacement tree from the list.

Roll Call Vote:	Mr. Burleigh	yes
	Mr. Erbedinger	yes
	Mr. Karas	yes
	Mr. Tomasic	yes
	Mr. Porco	yes

General Report:

1. The borough continues to seek volunteers for the 2019 Centennial Committee. Please contact the office if interested.
2. The borough continues to seek applicants for vacancies on various boards and committees and encourages residents to volunteer. Information can

be found on the borough website (www.foresthillspa.org) or by contacting the borough manager.

3. Mr. Karas continues to work on gathering information for development of a new bid specification for the borough's trash collection/recycling contract. The solicitor noted in the Committee of the Whole that the borough should move forward soon with seeking bids to permit sufficient time to review and re-bid if necessary. He suggested that council should plan on opening bids in October. Mr. Karas asked if we are able to extend a contract without a price increase without bidding it? Mr. Korbel answered no.

PLANNING & ZONING

Mr. Burleigh

General Report:

1. The manager summarized items discussed at the Community Development Corporation meeting in late June.
2. The committee will review 2012 capital improvements plan submissions at the August meeting.
3. Members discussed the placement of sidewalks in the borough under section 22.505 of the borough's code of ordinances with borough solicitor Steve Korbel.
4. Members discussed the status of the old research center site with borough solicitor Steve Korbel.
5. The borough manager continues to seek applicants to serve as alternate members of the borough's Zoning Hearing Board for terms to be determined and with council seeking to appoint 1 to 3 alternate members. Contact the borough office for more information.

Old Business:

Mr. Karas mentioned some cost savings and gave recognition to public works and volunteers on work on Bright Park, the butterfly garden, the Ave. L Park and the Bryn Mawr Road wall/sign.

He also noted that the arborist checked to see if there were other dangerous trees in the area above Bright Park and he does not believe that to be the case at this time.

New Business:

None

Public Comment – Other Items

At this time citizens may address council on any issue. Citizens are asked to use the microphone at the speaker's stand, clearly state their name and address for the record and keep comments brief and to the point (5 minutes or less). Please spell the last name for the record.

48:17

Elizabeth Donohoe, Overdale Road – addressed council on the Marcellus Shale drilling issue. She believes that drilling is an issue that should be addressed by the borough via an ordinance. She presented documents to council for review.

Adjourn: Motion to adjourn or adjourn by acclamation

Moved: Mr. Tomasic
Second: Mr. Burleigh

Voice Vote – all in favor

- Next Scheduled Council Meeting: August 17, 2011
- Next Scheduled Committee Meetings (order to be determined): Thursday, August 4, 2011 (Public Safety, Public Works, Borough Property, Operations & Policy) and Tuesday, August 9, 2011 (Planning & Zoning, Finance, Committee of the Whole).