

Borough of Forest Hills
Public Session of Council
March 21, 2012

Next Ordinance: 1023
Next Resolution: 1119

Call to Order: Mr. Porco

Pledge of Allegiance: Mayor O'Malley

Roll Call:

Mr. Belmonte	present	Mr. Porco	present
Mr. Burleigh	present	Mayor O'Malley	present
Mr. Erbeidinger	present	Janet Sullivan, Tax Collector	not present
Mr. Karas	present	Steve Korbel, Solicitor	present
Mr. Tomasic	present	David Gilliland, Engineer	present
Ms. Wood	present	Steven Morus, Manager	not present

Public Hearing: Zoning Ordinance Amendment Mr. Korbel

No comment from audience or council on ordinance to be considered tonight under planning and zoning.

President's Report: Mr. Porco

No Report

Mayor's Report: Mayor O'Malley

Deferred the reading of his report

Tax Collector's Report: - No Report Ms. Sullivan

Chief of Police Report: Chief Williams

Chief Williams presented his monthly report.

Fire Chief's Report: - No Report Chief Theilacker

Woodland Hills EMS Report: - No Report Adam Knight

Solicitor's Report: Mr. Korbel

All approval letters have been issued from our office regarding the Kliment Building.

We also worked with Bill McChesney and Steve Morus to assure appropriate building permits were issued in a timely manner. We also issued a temporary occupancy permit to Action Housing with respect to the six pack and cigar shop side of the building to allow them to pursue the transfer of the liquor license. It's a process that can take up to 90 to 120 days. We are working with LCB so that we can open in a timely manner.

EPI Building dumpster has been removed.

Wilkesburg Penn Joint Water Authority Report:

Ms. Broz

Ms. Broz noted that through the winter we have temporary patches put on the roads due to water breaks. Our employees marked all those patches and will be doing a permanent repair during the summer months.

After 34 years with the WPJWA, Mr. Russo will be submitting his resignation effective 5/1/2012.

Public Comment – Agenda Items

At this time, citizens may address council on any issue appearing on today's agenda. Only residents and taxpayers of the Borough of Forest Hills will be permitted to address council. Comments on non-agenda items will be taken at the end of tonight's meeting. Speakers will be permitted to speak for a maximum of 5 minutes. Groups of people will be required to designate a spokesperson to represent them before council who may speak for a maximum of 10 minutes. 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. Please spell name for the record.

No Comments

Committee Reports:

PUBLIC WORKS COMMITTEE

Mr. Belmonte

Motion: Move to accept the bid of Victor Paving in the amount of \$298,333.95 for the 2012 paving project as recommended by the engineer.

Moved: Mr. Belmonte
Second: Mr. Tomasic

Bids received as follows:

Company	Bid
Victor Paving	\$298,333.95
El Grande Industries	\$357,230.00
Derry Construction	\$338,412.95
Donegal Construction	\$375,271.50

Note: because available funds from the 1 mill tax are likely to total about \$275,000 the engineer and foreman recommend that Windsor Avenue and Forest Hills Road be deferred to 2013 in this bid.

Roll Call Vote:

Mr. Belmonte	yes
Mr. Burleigh	yes
Mr. Erbedinger	yes
Mr. Karas	yes
Mr. Tomasic	yes
Ms. Wood	yes
Mr. Porco	yes

Motion: Move to accept the bid of Soli Construction in the amount of \$4,800 for Construction of a manhole or modified structure to permit repair to the Ardmore sewer line as recommended by the engineer.

Moved: Mr. Belmonte
Second: Mr. Burleigh

Bids received as follows:

Engineer, David Gilliland comments that the manhole of Ardmore Blvd. we need access to clean the sewer. There are 2 gas lines and 1 water line that are in close proximity to where we need to put this manhole. The regular manhole bid would be \$5,800 for the low bid, where you could just drop straight down. The modified structure is like a T where the manhole sits and you can still get in to clean, root cut and anything else you need. It will still adequately serve for what we need to do. I would recommend the \$4,800 which is a \$1,000 cheaper and doesn't have direct access to the sewer, but will serve for what we need to do.

Company	Manhole	Modified Structure
Soli Construction	\$5,800	\$4,800
Lawson Excavating	\$7,500	\$5,800
David G. Martin Co.	\$7,500	\$6,600

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

General Report:

1. The borough engineer submitted the following report to the committee (paving information is shown as reported in committee and not as in motion above):

Public Works Committee

- A. Significant Deficiency Sewer Repairs – Liner Project
All work has been completed except for the 48” storm sewer liner in Cherry Valley.
 - B. CD 37 Demolition
This project has been completed.
 - C. 2012 Sewer work for the Consent Decree
The liner project has been awarded and will be underway within the next month.
 - D. 2012 Paving Project
Bids will be opened March 15, 2012 for the 2012 Paving Project.
 - E. LeBeau & Avenue F
Although stop signs are not justified at this intersection, we do recommend a sign that says “SLOW” with a yellow temporary flasher on it be installed on LeBeau to slow traffic approaching the intersection.
 - F. Trinity School Drainage (see D below for text of Dave’s letter)
On February 29, Jim Theilacker and I inspected the drainage controls installed by Trinity School above the Pool Parking Lot. It appears the curbing installed by the school is adequately controlling storm water runoff and preventing the deposit of silt and debris onto the pool parking area.
2. The foreman asked the committee to consider adding additional funds to a bond issue refinancing to cover the costs of replacement of several trucks and equipment over the next 4-5 years.

3. The committee reviewed a complaint re: Fall Run stream near Fall Run Road and Sherwood.
4. During the Committee of the Whole meeting, the manager updated council on plans for constructing a parallel sewer line in the borough as part of requirements for the Fall Fun sewer shed under the consent orders for ALCOSAN and the borough. While the work is still being planned, the total cost is estimated in the range of \$3.5 million which would likely be shared by those in the sewer shed. Much of the work could be at least several years away from implementation if approved.
5. The paving work on Cascade near the Presbyterian Church did not turn out correctly. The engineer has contacted the contractor. Youngblood is coming in to mill 1.5 inches of asphalt and put new down between Newport and Braddock on both lanes.

FINANCE COMMITTEE

Mr. Erbeldinger

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

General Fund Budget	\$ 176,470.16
Capital Improvements Plan	\$ 392.50
Corrective Action Budget:	\$ 5,171.50
Liquid Fuels:	\$ 30,686.27

Moved: Mr. Erbeldinger
Second: Ms. Wood

Roll Call Vote:	Mr. Belmonte	yes
	Mr. Burleigh	yes
	Mr. Erbeldinger	yes
	Mr. Karas	yes
	Mr. Tomasic	yes
	Ms. Wood	yes
	Mr. Porco	yes

Detail of Non-General Fund Items:

Corrective Action Budget: Sanitary sewer consent decree work and engineering
Liquid Fuels: Traffic signals, salt, calcium chloride
Capital Improvements Plan: Engineer costs

Motion: Move to authorize the public works foreman to order a new truck to replace the truck and further authorizing him to advertise and sell old truck. This motion was amended by Mr. Erbedinger to change the truck number from 79 to truck #73.

Moved: Mr. Erbedinger
Mr. Tomasic

Roll Call Vote:

Mr. Belmonte	yes
Mr. Burleigh	yes
Mr. Erbedinger	yes
Mr. Karas	yes
Mr. Tomasic	yes
Ms. Wood	yes
Mr. Porco	yes

General Report:

1. The committee discussed the following:
 - a. Proposals for insurance renewals submitted by the borough's insurance company, Higbee.
 - b. An updated cash flow report for 2012.
 - c. A review of the status of fire fee collections.
 - d. A suggestion from the borough's bank, Citizens, for fraud protection.
 - e. Without objection of council, the hiring of a permanent part time secretary/receptionist at a rate of \$12/hour at 24 hours per week.

2. The committee will meet with representatives from Ameriserv Trust at the April committee meeting to discuss pension plan investments.

BOROUGH PROPERTY

Mr. Karas

Motion: Move to accept the bid of Jupina Landscaping at the Forest Hills/Westinghouse Recreation Center in the amount of \$16,380.00 with funds coming from a grant received from PA Department of Conservation and Natural Resources and as recommended by the engineer.

Moved: Mr. Karas
Second: Mr. Belmonte

Roll Call Vote: Mr. Belmonte
Mr. Burleigh
Mr. Erbeltinger
Mr. Karas
Mr. Tomasic
Mr. Wood
Mr. Porco

General Report:

1. The Committee reviewed the following report from the borough engineer:

A. DCNR Grant (formerly Bright Park Project)

All work on this project is on hold pending confirmation from the state that funding is still in place.

B. Fire Dept Roof

Bids will be opened March 15, 2012. (See bid results separately)

C. Westinghouse Rec Center

We have received quotes and bids for lighting, doors and landscaping improvements to utilize the remaining funds in the DCNR grant. Staff is meeting on March 5 to review same and will submit our recommendations to Council for action at the March 21 meeting.

2. The committee reviewed the status of the dog park grant with Cindy Simm and Lynn Cassidy.

1. The committee reviewed comments from Arborist Ted Gilbert replanting trees in several locations including the area of Glasgow between Sherwood and Braddock in the borough right of way and the area of Braddock across the street from the pool entrance and the borough park entrance in the grass strip between the curb and sidewalk. The committee recommends planting in the Glasgow portion this year if funds are available and without objection from council. The committee made no determination on the latter area.
2. Mr. Karas discussed the need to repair the walkway between Ardmore and Elmore with members of the Committee of the Whole and the public works foreman.
3. Mr. Karas discussed a proposal to place a walkway connecting Juniper Village and Leon Way and will discuss further with the adjoining property owners and solicitor.
4. VFD Roof Bid Results:

Company	Bid
Likar Roofing	\$90,811.00
South Hills Builders	\$44,054.00
G & W Roofing	\$76,750.00
Ramp Construction	\$78,500.00
G.W. Roofing & Construction	\$56,400.00

PUBLIC SAFETY

Mr. Tomasic

Motion: Move to approve resolution number 1119 adopting as the official Hazard Mitigation Plan of the Borough of Forest Hills the plan prepared by Allegheny County.

Moved: Mr. Tomasic
Second: Mr. Erbedinger

Roll Call Vote:

Mr. Belmonte	yes
Mr. Burleigh	yes
Mr. Erbedinger	yes
Mr. Karas	yes
Mr. Tomasic	yes
Ms. Wood	yes
Mr. Porco	yes

Motion: Move to authorize the borough engineer to complete a traffic study of Cascade Road between Braddock and Fairfax to determine the appropriate speed limit for the street.

Moved: Mr. Tomasic
Second: Mr. Erbelinger

Voice Vote – All in Favor

Mr. Korbel suggested that it might be prudent to authorize the Solicitor to advertise an ordinance if the study changes the speed limit. Mr. Porco advised we will do at the next meeting.

General Report:

1. Chief Williams reported that total police overtime for February amounted to only \$1,712 compared with \$13,450 from February 2011.
2. The committee discussed potentially using CDBG funds to make the restrooms at the volunteer fire department ADA compatible so that the site can be used as an emergency shelter.
3. Rick Colella of the fire department suggested that the borough's emergency plan needs updated in a report to the committee.

OPERATIONS & POLICY

Ms. Wood

Motion: Move to approve the minutes from the February 15, 2012 council meeting.

Moved: Ms. Wood
Second: Mr. Tomasic

Voice Vote – All in Favor

Motion: Move to approve the following appointments to boards for the terms indicated.

Name	Board/Committee	Term Expiration
Joe DeGregorio	Recreation Board	2/28/17
Elizabeth Donohoe	Environmental Advisory Council	2/28/15
Trish Bauman	Environmental Advisory Council	2/28/15
	Moved: Ms. Wood	
	Second: Mr. Burleigh	

Roll Call Vote: Mr. Belmonte
Mr. Burleigh
Mr. Erbeldinger
Mr. Karas
Mr. Tomasic
Ms. Wood
Mr. Porco

Motion: Motion to approve the annual contract with Blackbaud for the Fundware accounting system at a cost of \$1,803.75

Moved: Ms. Wood
Second: Mr. Burleigh

Note: This one of two annual agreements for the Fundware system with the second agreement for service from SSI to come in a few weeks. The above cost remains the same as it was in 2009, 2010 and 2011.

Roll Call Vote: Mr. Belmonte
Mr. Burleigh
Mr. Erbeldinger
Mr. Karas
Mr. Tomasic
Ms. Wood
Mr. Porco

Motion: Motion to approve an agreement with IT consultant Mike Shafer for the following proposal for offsite back up of key computer files and as described in his proposal reviewed by the committee:

Pricing for combined services package:

1. Workstation active management and monitoring:
 - A. \$5.00/month/each x 4 workstations: \$20.00
2. On line backup of key Fundware server and data:
 - A. 10 gb/backup x 2 active weekly backup stored: \$25.00
 - B. Note: Backup includes active monitoring that the backup was successful and transferred to the Intronis (or similar) data centers.
 - C. Total for proposed service package: \$45.00/Month

Moved: Ms. Wood
Second: Mr. Belmonte

Ms. Wood commented that it seems prudent to have offsite back up at an affordable package.

Roll Call Vote: Mr. Belmonte
Mr. Burleigh
Mr. Erbedinger
Mr. Karas
Mr. Tomasic
Ms. Wood
Mr. Porco

Motion: Move to authorize the borough manager to advertise an ordinance for a new agreement with Comcast as prepared by the Cohen Law Group who negotiated the agreement on behalf of the borough.

Moved: Ms. Wood
Second: Mr. Tomasic

Voice Vote – All in Favor

Motion: Move to direct the engineer to prepare a design for a compost drop off facility at an appropriate location behind the Westinghouse Lodge.

Moved: Ms. Wood
Second: Mr. Tomasic

Ms. Wood commented that we need to do this to be in compliance to apply for grants.

Voice Vote – All in Favor

General Report:

1. The Borough continues to seek volunteers for the 2019 Centennial Committee. Please contact the office if interested.
2. The Committee of the Whole authorized the manager to approve the Garden Club's plant sale set for May 5 (back up date May 12) in the borough parking lot and to approve their request for median signs to advertise the event.
3. In the Committee of the Whole, Mr. Karas noted his conversation with County Council President Chuck Martoni re: the realignment of council districts. The borough has been placed in district 10 with a number of Pittsburgh Wards and Wilkesburg Borough.

PLANNING & ZONING

Mr. Burleigh

Motion: Move to authorize the solicitor to prepare and advertise an ordinance to authorize an intergovernmental agreement with the Turtle Creek Valley Council of Governments and members to participate in a joint code appeals board.

Moved: Mr. Burleigh
Second: Mr. Tomasic

Voice Vote – All in Favor

Motion: Move to approve resolution number 1120 outlining the duties of the Environmental Advisory Council.

Moved: Mr. Burleigh
Second: Mr. Tomasic

Roll Call Vote: Mr. Belmonte
 Mr. Burleigh
 Mr. Erbedinger
 Mr. Karas
 Mr. Tomasic
 Ms. Wood
 Mr. Porco

Motion: Move to approve ordinance number 1023 amending the borough's zoning ordinance.

Ordinance title reads as follows:

AN ORDINANCE OF THE BOROUGH OF FOREST HILLS,
ALLEGHENY COUNTY, PENNSYLVANIA, AMENDING CHAPTER
27 OF THE FOREST HILLS BOROUGH CODE OF ORDINANCES,
ZONING, AS AMENDED, TO ADOPT OMNIBUS AMENDMENTS
TO THE FOREST HILLS BOROUGH ZONING ORDINANCE.

Moved: Mr. Burleigh
Second: Mr. Tomasic

Roll Call Vote: Mr. Belmonte
 Mr. Burleigh
 Mr. Erbedinger
 Mr. Karas
 Mr. Tomasic
 Ms. Wood
 Mr. Porco

General Report:

1. Members began a review of the zoning ordinance at their March meeting starting with Section 3 of Chapter 27. The review will continue in April.
2. The code officer, zoning officer and engineer has been working with Cost to prohibit dumping of material at their property on the hill at the top of Digital Drive. Cost has promised to install new locks to limit access to the site.

Old Business

Mr. Karas would like to know the owner of the parcel of land between the main park and Centurion Commons.

Mr. Korbel advised that it is not readily apparent who owns the parcel, but his recommendation would be to order a title search. The cost would be about \$200 to \$300 and we will have an answer by the next committee meeting. We suspect either the Borough, St. Maurice, Centurion Commons or the people who owned that parcel before.

Mr. Tomasic asks the purpose of knowing who the owner is? Mr. Karas advises that if it is part of the park, how can we utilize? If there is activity that would not be within borough code, who would be responsible? It's a small fee for a title search.

Motion: To authorize the solicitor to carry out a title search on the area of land between the main park and Centurion Commons at a maximum cost of \$300.00.

Moved: Mr. Karas
Second: Mr. Belmonte

Roll Call Vote:	Mr. Belmonte	yes
	Mr. Burleigh	yes
	Mr. Erbedinger	yes
	Mr. Karas	yes
	Mr. Tomasic	yes
	Ms. Wood	no
	Mr. Porco	no

Assessment Issue:

Mr. Tomasic

The borough sent a letter to the county executive encouraging him to use local municipal facilities for appeal hearings and offering the use of Forest Hills buildings. Also, the borough submitted a right to know request for detailed information via our solicitor, Steve Korbel. Mr. Tomasic also submitted a Right To Know Request.

Fire Protection Services Fee Ordinance

Mr. Tomasic

On October 19, 2011 at its business meeting and following months of discussion in committee, council unanimously approved Ordinance 1015 implementing this fee. The ordinance was titled as follows:

AN ORDINANCE OF THE BOROUGH OF FOREST HILLS, ALLEGHENY COUNTY, PENNSYLVANIA, AMENDING CHAPTER 7 OF THE FOREST HILLS BOROUGH CODE OF ORDINANCES, FIRE PREVENTION AND FIRE PROTECTION, TO ESTABLISH A FIRE PROTECTION SERVICES FEE AND TO REGULATE THE COLLECTION AND DISBURSEMENT OF THE FIRE PROTECTION SERVICES FEE.

A full copy of the ordinance can be found on the borough's website at www.foresthillspa.org.

New Business:

None.

Public Comment – Other Items

At this time citizens may address council on any issue. Only residents and taxpayers of the Borough of Forest Hills will be permitted to address council. Speakers will be permitted to speak for a maximum of 5 minutes. Groups of people will be required to designate a spokesperson to represent them before council who may speak for a maximum of 10 minutes. 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. Please spell the name for the record.

Tom Meshanko
348 Barclay Avenue

Wanted to advise council that in the Spring Issue of Pittsburgh's Designing Home LifeStyle Magazine, there is a two page article about Forest Hills. It's a very positive article. He will make copies for council.

June Simmen
3 Cherry Valley Road

Was concerned about construction at Cabana Club. There are holes on Sherwood Road from the equipment. She said they are putting a ball park up there. Shouldn't the borough be aware of this even though it's in Wilkinsburg?

Mr. Porco advised that this property belongs to Wilkinsburg so this would not be brought before our council. We should have one of our employees inspect the road to determine how much damage has been done by the machinery. Mr. Porco believes that there are weight restrictions on those roads. We will have our Borough Manager contact Wilkinsburg's Borough Manager to try and understand what is going on.

Carlos Kiminy
101 Marion Avenue

Is doing an Independent study on Sirens across Pennsylvania.

Adjourn: Motion to adjourn or adjourn by acclamation

Moved: Mr. Tomas
Second: Mr. Karas

Voice Vote – All in Favor

- Next Scheduled Council Meeting. April 18, 2012
- Next Scheduled Committee Meetings (order to be determined): Tuesday, April 3, 2012 – Borough Property, Operations & Policy, Public Safety, Public Works.
Thursday, April 5, 2012 – Finance, Planning & Zoning, Committee of the Whole.