

Call to Order:

Mr. Karas

Pledge of Allegiance:

Mayor O'Malley

Roll Call:

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

President's Report:

Mr. Karas

Mr. Karas noted an executive session will be held tonight following the meeting and also held one on June 6 to discuss personnel issues.

The pool is open and Community Day is on July 4<sup>th</sup>. The completion of a grant in the main park to deal with drainage issues there in the area by the pavilions. It took about two and a half years to finish.

Mayor's Report:

Mayor O'Malley

Community Day is July 4<sup>th</sup>, and Mayor O'Malley reminds everyone to mail in their raffle ticket money, as the borough has expenses to meet in regard to the Community Day festivities.

Tax Collector's Report:

Ms. Sullivan

No report

Chief of Police Report:

Chief Williams

The Chief wants to call attention to an incident earlier this month in the Ardmore shopping center. One of our officers observed something unusual about two males and one of them turned out to be on the Most Wanted List. He was arrested and transported to the County jail downtown.

Chief Williams provided a report of activities during the past month and noted a crime alert message that went out on a potential burglary. He advised everyone to call 911 if they notice anything suspicious.

Fire Chief's Report:

Chief Theilacker

No report

Woodland Hills EMS Report:

Keith Morse

No report

Solicitor's Report:

Mr. Korbel

Mr. Korbel had no report

Wilkesburg Penn Joint Water Authority Report:

Ms. Broz

Ms. Broz reported on Authority activities and the hiring of summer interns updating meter reading capability. The water authority also will be flushing hydrants in the borough this summer.

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 the name for the record.*

Drew Miller, 323 Edgewood Road – spoke in support of the chicken and bee ordinance and property values.

Elizabeth Donohoe, Overdale Road - spoke in support of the chicken and bee ordinance.

Jane Freund, 37 Bryn Mawr Road – noted the issues with the Bryn Mawr residents re: Hosanna House and the Penguins Foundation Hockey Deck and the residents' opposition to the evolution of the Sherwood Events Center.

J. Eric Townsend - Edgewood Road – spoke in favor of the bee & chicken ordinance.

Sheena Calderwood, 300 Edgewood Road – spoke in favor of the bee & chicken ordinance, especially in regard to bee pollination.

Jim Reed, 517 Sherwood Road – discussed the traffic study re: Hosanna House and Sherwood Road traffic. He discussed the engineer comment on traffic studies and flooding. He also asked the Chief about an incident there this weekend. He asked that the radar sign be maintained there.

Max Woodhall, 109 Avenue A – discussed property near the old research center and the home that was torn down. He would like to donate the property to the borough to build a skate park in memory of his son who passed away recently.

Committee Reports:

**PUBLIC WORKS COMMITTEE**

Mr. Belmonte

**Motion:** Move to approve a contract change order for the 2013 paving program with Victor Paving as follows:

Delete item #2 Virginia Avenue (Barclay to Gbg Pike) -\$13,831.25  
Delete item #8 Windsor Ave (Lenox to Clover) -\$13,881.75  
Delete item #5 Rockwood Ave (Kenmore to Yost) -\$25,631.25  
Add item #4A Windsor Ave (Marion to Glenn) +\$13,889.10

Moved: Mr. Belmonte  
Second: Mr. Burleigh

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

*General Report:*

1. The borough engineer submitted the following report to the committee:

Forest Hills Borough

Engineer's Report for June, 2013

Public Works Committee

A. 2012-13 Sewer Work for the Consent Decree

- i. The \$160,000 liner project has been completed.
- ii. Later in 2013 we will be advertising for bids for the next round of sewer liners and sewer repairs by excavation as funds become available.
- iii. CCTV inspections to comply with the Operation & Maintenance Plan will be done in 2013 by in-house personnel.
- iv. All communities in the T-04 Sewershed (Falls Run) are being asked to consider adopting a Memorandum of Understanding concerning upcoming work under the Consent Order between Alcosan and PaDEP. This memorandum includes 7 communities which discharge into T-04: Braddock Hills, Churchill, Chalfant, Wilksburg, East Pittsburgh, North Braddock and Forest Hills. The purpose of the Memorandum is to coordinate, complete and submit a Feasibility Study for the sewershed. There are two segments of sewer upgrades which will be included in the study which will need to be under construction after 2026 or possibly even 2030 to 2040. The percentage of the costs of the two projects are proposed to be distributed based on the peak flow capacity of each system in each segment. This method actually works to Forest Hill's benefit because your percentage of the cost is lower than if it was based strictly on the number of users in the system. Forest Hill's cost would be 50.61% overall. This translates to an estimated cost to Forest Hills of \$1,520,000. This memorandum does not commit the funds at this time; it only states that Forest Hills agrees to the method of dividing costs when the project is bid, based on these percentages. I can discuss this in greater detail at the committee meeting.

B. 2013 Paving

Victor Paving will be starting the 2013 Paving Project within the next two to three weeks. The committee and Council will have to decide on the possible deletion of two streets (*Virginia and Windsor*) depending on the amount of funding available from the 1 mill tax. The total bid was \$314,248.60 and without Virginia and Windsor, the total was \$283,535.60.

- C. I have reviewed the letter sent to WPJWA last November regarding restoration of streets where they work on waterlines. The borough should contact them when these situations arise.

2. 3 Rivers Wet Weather June 2013 Update (*reported in committee and included here for the record*):

We are pleased to report this month on our joint meeting of the Elected Officials Basin Groups on May 29, 2013 at the Green Tree Municipal Building. About 75 basin group members, managers, elected officials, engineers and other key leaders, including County Executive Rich Fitzgerald and ALCOSAN Executive Director Arletta Scott Williams, joined together to discuss our region's milestones and next steps. County Executive Fitzgerald pledged the County's commitment to green infrastructure and developing the Act 167 County Stormwater Management Plan. Colleen Hughes from CDM Smith presented an overview of the ALCOSAN Green Infrastructure & Source Control Study and the Wet

Weather Plan (WWP), and John Schombert, of 3 Rivers Wet Weather provided an update on the Feasibility Study Process and Memorandum of Understanding. Below are a few of the points of discussion from the evening.

- The financial burden and affordability of the required infrastructure needed to manage our wet weather is a very important element in ALCOSAN's discussions with the regulatory agencies. ALCOSAN submitted several variations of the WWP based upon their affordability analysis for our region.
- After submitting a request to the regulatory agencies requesting an 18-month extension to evaluate green infrastructure and source controls, ALCOSAN developed a plan for evaluation, which includes these eight tasks:
  - Task 1: Overflow reduction potential
  - Task 2: Municipal opportunities assessment and demonstration projects
  - Task 3: Gray/green hybrid alternatives
  - Task 4: Institutional assessment
  - Task 5: Financial incentives analysis
  - Task 6: Coordinate with municipal feasibility studies
  - Task 7: Public and stakeholder involvement
  - Task 8: Update WWP
- Comments received on the ALCOSAN WWP (from July-October 2012) showed the public's top priority is green infrastructure while municipalities focused on municipal feasibility study coordination.
- Memoranda of Understanding are not a requirement under the Consent Order Agreements. However, they were specifically requested by PA DEP and the ACHD and serve to document that municipalities are in agreement on a solution and how costs will be shared by the municipalities for the alternatives selected in complex sewersheds, which typically involve multi-municipal points of connection. (*Note to committee: potential large cost to the borough depending on calculation method used with estimates discussed here previously and under engineer report*)
- Many places across the U.S. are providing incentives for source controls and/or fees based on impervious surface draining to the sewer system.
- An attendee noted that our top priority should be attaining water quality through the lowest-cost options rather than necessarily emphasizing green infrastructure over gray infrastructure.
- Poorly maintained lateral sewer lines on private property were discussed as a significant contributor to infiltration problems, and programs to remedy this have shown positive results, but it has been hard to quantify exact reductions in flow. (*Note: potential large cost to the property owners if required to repair*)

*laterals under borough enforcement)*

3. Our winter maintenance agreement with PennDOT renews automatically for the 2013-2014 season and requires no action unless we request a modification. The committee requested no modification. PennDOT informed us that they are ending the street sweeping agreement, however.
4. Foreman Jim Theilacker reported on the current job priority for the crew for this month as follows (in addition to normal maintenance work):
  - a. Plant trees for arborist – 4 remain plus shrubs
  - b. Ardmore median completion – still have to do final grading and seeding
  - c. Restore Forest Hills park following hillside work
  - d. Repair walkways removed for hillside work – only concrete at pool lot completed
  - e. Schedule tennis court demolition (late July at earliest – see borough property discussion)
  - f. Repair catch basins prior to paving work
  - g. Prep park for Community Day
  - h. Line Painting - Schedule for line painting on Halsey and Crosswalks on borough streets at Pike and remaining lines in pool lot
  - i. Tanglewood/Watt Path (scheduled for late June)
  - j. Chipping work (recycling program – 2 Wednesdays in June)
  - k. Senior center wall and install parking bumpers
5. Members are investigating the cost of repairing the Fairfax/Cascade walkway and steps.
6. Mr. Theilacker noted that once the recycling grant is approved by the state the borough should borrow funds from the budget reserve account so as to order several pieces of equipment scheduled to increase in cost later this year.
7. The committee directed the manager to send a letter to PennDOT re: cleaning the shoulder area of Brinton Road on both sides.
8. Members received a report from the Arborist re: a tree branch stuck in a power line on LeBeau. The crew will not remove branches in power lines and the utility will not remove them in service lines as in this case. Therefore, the arborist contacted our tree contractor to correct the situation.
9. In Committee of the Whole, the solicitor indicated he has been invited to join other solicitors in a meeting with 3 Rivers Wet Weather concerning feasibility studies and complex sewersheds. He will attend.

**FINANCE COMMITTEE**

Mr. Erbedinger

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

General Fund Budget:	\$ 166,960.79
Corrective Action Budget:	\$ 4,078.09
Liquid Fuels:	\$ 1,802.80
Capital Improvements:	\$ 44,838.00

Moved: Mr. Erbedinger

Second: Ms. Wood

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

Detail of Non-General Fund Items:

Corrective Action Budget:	Consent decree sewer work, engineering, sewer bill refunds
Liquid Fuels:	Patching material, street lights
Capital:	Pool joint repairs, office software installation, hazard mitigation grant work Main Park.

*General Report:*

1. The manager reminded all that forms for submitting projects for the 2014 capital improvements plan are due later this month.
2. The chair discussed a summary of costs for fire services to submit to Braddock Hills council.
3. In Committee of the Whole, members reviewed the procedures the office staff is using in notifying and following up with delinquent sewage fee rate payers and in setting up payment plans as staff follows the policy established by council. They agreed that anyone requesting a payment plan and not responding should first be notified of potential water shut off by the code officer prior to actual

implementation. Details were discussed further in committee and can be reviewed further with the manager if necessary.

4. A number of state associations have joined together and asked that municipal officials send letters to the state legislature supporting prevailing wage reforms. Members reviewed this in Committee of the Whole and declined to participate.

## **BOROUGH PROPERTY**

Mr. Belmonte

**Motion:** Move to approve resolution no. 1133 endorsing the submission of a Community Development Block Grant application in order to create an ADA compliant restroom in the fire department building.

Moved: Mr. Belmonte  
Second: Mr. Tomasic

Ms. Wood moved to table; Mr. Tomasic seconded. Voice vote – all in favor

**Motion:** Move to approve a change order for the tennis court project which will increase the cost by \$3,280 to accomplish required drainage work requested by the USTA.

Moved: Mr. Belmonte  
Second: Mr. Burleigh

The USTA encouraged us to start the work without waiting for a decision from them.

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

### *General Report:*

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

#### Borough Property

##### A. Tennis Courts

Council awarded this project pending approval of a partial grant from USTA. We have not issued contracts yet as we have not gotten a response from USTA on our grant application. We have notified the contractor that we anticipate allowing them to begin construction in July or August, 2013. The contractor requested this in order to get the project on their schedule.

B. Pool Projects for 2013

The Pool Caulking Project has been completed.

The contract for the replacement of the sliding glass doors and windows with 3 sliding glass doors and 2 windows has been awarded. Construction will be underway when approval is rendered from the funding agency. The installation of a gas fireplace will also proceed when approval is received from the funding agency.

C. Senior Center

We are ready to advertise for bids for the replacement of the floors in the rest rooms and the re-alignment of the stalls for ADA compliance. Bids will be available for your July committee meeting.

D. Hosanna House

The following are my notes regarding the stormwater issues at Hosanna House, as reported at the last Council meeting.

1. The impervious surface total will be 20% less after phase 1 & 2 than it is today.
2. SWM controls are now in place except for the rain gardens.
3. The Rain Garden by soccer field will be built w/in one month.
4. The Rain Garden by the entrance is to be completed w/in 2 months.
5. New storm sewers around the dek hockey court are to be connected to the storm sewer system by mid-June.
6. Phase 1 – hockey – is to be completed by July 31
7. Phase 2 – parking lot – is to be completed mid-Sept. – includes another rain garden
8. No dirt is being trucked off site.
9. All equipment needed is already on site except paving. Paving will take 4 days.
10. ACCD inspecting the site 5/15/13.

Should Council have any other questions, please ask at the Committee meeting. As to the access issue, I examined the area for alternate routes and found that there are no other practical means of site access other than Sherwood road. Concord is too narrow and is partially unimproved. It also connects with the site behind the pool at an elevation higher than the site.

E. CD 40 Grant

A pre-application was submitted to pursue funds for the handicap rest room at the firehall. The grant would cover 55% of the cost (\$19,300) with a local share of \$15,700.

2. The committee heard a report from Linda Doman of Eastern Area Adult Services re: their proposed reduced use of the senior center and move of some programs to the Turtle Creek Center.
3. The foreman discussed his plan for demolition work at the tennis courts scheduled to begin in late July.
4. In Committee of the Whole, a suggestion was made to fund walkway repairs by using the pavement improvement fund. However, members declined, noting that the fund is specific to those costs and work related to street repair.

## **PUBLIC SAFETY**

Mr. Tomasic

### *General Report:*

1. The committee reviewed a complaint raised about parking at the 4 parking spaces along Kenmore near First Commonwealth Bank. Those spaces are not public spaces at this time as they are owned by First Commonwealth and the borough has no control over parking at that location.
2. The public safety committee asked the manager to re-send a letter to the Forest Hills Volunteer Fire Department Officers and Board asking them to review and reconsider their policy which closed the fire department's exercise facilities to Forest Hills police officers several years ago.
3. The committee also asked the manager to send a letter to the Braddock Hills' solicitor, Mr. Garvin, as a response to his letter on requirements for providing firefighting services to Braddock Hills.
4. The public safety committee discussed mutual aid issues for fire services within the committee and at the Committee of the Whole with the solicitor, particularly as it relates to the availability of an agreement with Braddock Hills. Presently there is no mutual aid agreement with Braddock Hills for fire service - and according to our research there never has been. We are currently investigating the matter as it relates to services being provided to Braddock Hills.
5. There is a final agreement with the police union for a three year extension of the current contract. Mr. Tomasic noted that this has been finalized this afternoon and asked for a vote on it under old business.

**OPERATIONS & POLICY**

Ms. Wood

**Motion:** Move to approve the minutes from the May 15, 2013 council meeting.

Moved: Ms. Wood  
Second: Mr. Tomasic

***Voice Vote – all in favor***

**Motion:** Move to approve the bid of Carl's Tree Service in the amount of \$8,910 for current, early summer pruning services as recommended by the borough's Tree & Shrub Committee.

Moved: Ms. Wood  
Second: Mr. Tomasic

Note: the only other bid received was from Ray's Tree Service in the amount of \$17,400.

Roll Call Vote:

Mr. Belmonte	yes
Mr. Burleigh	yes
Mr. Erbeldinger	yes
Mr. Tomasic	yes
Ms. Wood	yes
Mr. Karas	yes

**Motion:** Move to approve ordinance number 1039 permitting the keeping of honeybees and chickens along with appropriate rules and restrictions.

Moved: Ms. Wood  
Second: Mr. Erbeldinger

Note: if approved, this ordinance will take some time to implement as permits must be prepared and fees approved for such permits. It is estimated that the borough would have the necessary requirements and forms in place to implement by August 5, 2013.

Ordinance Title reads as follows:

AN ORDINANCE OF THE BOROUGH OF FOREST HILLS,  
ALLEGHENY COUNTY, PENNSYLVANIA, AMENDING  
CHAPTER 2 OF THE FOREST HILLS BOROUGH CODE OF  
ORDINANCES, ANIMALS, TO PERMIT AND REGULATE

THE KEEPING OF BEES AND CHICKENS WITHIN THE  
BOROUGH.

Ms Wood commented that this ordinance was under consideration and construction for the past six months, and was the subject of much research and discussion. Forest Hills is a community of abundance: abundant good will, abundant professionalism of our employees and staff, abundant opportunities for recreational services for all generations, abundant green space and abundant respect for the environment.

We as elected officials must be good stewards of this abundance. I believe we are, but there is always room for growth. This amendment keeps up with the times. At the state level, they are looking at this ordinance as a model. Ms Wood states that she is voting in favor of this ordinance, and hopes that all will join her.

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

*General Report:*

1. The committee recommends that council not rebid the trash contract. Instead it recommends that council approve acceptance of the option year with Waste Management which would increase the cost of collection from \$13.40 per unit/per month to \$13.73 per unit/per month. Accepting the option year is not required until 60 days prior to the expiration of the current agreement at the end of 2013.
2. The borough continues to seek volunteers for the 2019 Centennial Committee. Please contact the office if interested.
3. The borough continues to seek volunteers to serve on various boards and committees (e.g., planning commission, zoning hearing board, etc.) and asks interested residents to contact the manager at the borough office for further information.
4. The chair is investigating whether the borough may participate in some fashion in the 100<sup>th</sup> anniversary of the building of the Lincoln Highway.

5. The manager reported that he has been elected President of the Association for Pennsylvania Municipal Management (the state municipal manager's organization).
6. The committee discussed results of the meeting with Hosanna House officials and representatives from the Bryn Mawr area.

Ms Wood comments that three meetings have been held regarding the Hosanna House issue. A baseline traffic study is being done in the neighborhood to try to get a handle on that issue. Another meeting is being held next week-- June 26<sup>th</sup>, with the residents to further discuss the situation. Residents have met with a sound engineer who is meeting with Hosanna House to mitigate the sound problem.

## **PLANNING & ZONING**

Mr. Burleigh

**Motion:** Move to authorize the solicitor to prepare and advertise an ordinance encompassing the various updates required in the zoning ordinance discussed at committee meetings through May 2013.

Moved: Mr. Burleigh  
Second: Mr. Erbedinger

***Voice Vote – all in favor***

### *General Report:*

1. Members reviewed code enforcement activities with the borough's code officer, Don Branzel.
2. The committee received an update from Barry Cassidy, an associate of Gary Silversmith, re: plans for the former Westinghouse Research Site at the bottom of Avenue F. Mr. Cassidy asked if he could routinely update the committee each month and should be present for the July meeting.

### Old Business:

**Motion:** Move to approve the three year extension 2014 - 2016 of the collective bargaining agreement with the Forest Hills Police Association. Someone asked the amount of the increase, and she was told it was 2% for each of the three years.

Moved: Mr. Tomasic  
Second: Mr. Belmonte

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

New Business:

**Motion:** Move to accept the option year for 2014 with Waste Management that would increase the cost of collection from \$13.40 per unit/per month to \$13.73 per unit/per month.

Moved: Ms. Wood  
Second: Mr. Tomasic

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

**Motion:** Move to authorize the engineer conduct a traffic study on Sherwood and Morrow Roads.

Moved: Mr. Erbedinger  
Second: Ms. Wood

Jane Freund, 37 Bryn Mawr Road – It's good that the borough is going forward with the traffic study and she encourages the borough to use a comprehensive pre-designed study.

Jim Reed, 517 Sherwood Road –strongly urges keeping the radar speed sign, because it does work. He is assuming that it is also recording the number of vehicles and the time of day, etc.

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

Public Comment – Other Items

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Jeff Flohr, 1801 Ardmore Blvd – re: Flivver request – asks if it is in the realm of the board to determine the route of the Flivver. He is concerned that if our senior center closed, would they consider allowing the Flivver to go to Turtle Creek (about 1.2 miles)? It is a legitimate concern, but it was explained to Mr. Flohr that the Flivver is a separate organization comprised of volunteers, and while the Borough Council can make suggestions to their board, they cannot tell the Flivver what to do.

Jane Freund, 37 Bryn Mawr Road – Hosanna House incidents, i.e. doing wheelies in the parking lot, music is very loud. They are supposed to have security on the premises if there are minors on the property. She also asks council to confirm that committee meetings do not necessarily give the public the right to speak (this is at the discretion of the committee chair).

Adjourn:      Motion to adjourn or adjourn by acclamation

Moved:              Mr. Tomasic  
Second:             Mr. Erbeldinger

***Voice Vote – all in favor***

- Next Scheduled Council Meeting: July 17, 2013
- Next Scheduled Committee Meetings (order to be determined): Tuesday, July 9, 2013 – Borough Property, Operations & Policy, Public Safety, Public Works.  
Thursday, July 11, 2013 – Finance, Planning & Zoning, Committee of the Whole.  
*Council may choose to meet as a whole on these dates and conduct business if necessary.*