

Borough of Jefferson Hills
Agenda Meeting of Council
January 5, 2011

The agenda meeting of Council was called to order by Council President King at 7:00 p.m. in the Municipal Center, 925 Old Clairton Road. Following the Pledge of Allegiance, Council Members Albrecht, Cmar, Ielase, Khalil, Reynolds, Weber and King answered to roll call. Manager Arndt, Solicitor Adams, Engineer Omer, Chief Maple, Finance Officer/Treasurer Pesanka and Planner/Zoning Officer Cohen were in attendance. Mayor Green was absent as he is out of town for work.

The following tentative agenda for the regular meeting of January 10, 2011 was reviewed and discussed.

1. Pledge of Allegiance
2. Roll Call

Mr. King thanked the room full of residents for their attendance this evening. He realizes a lot will speak on a specific subject, and some are angry, upset, or confused. Council is aware of those feelings and will do their best to provide everyone with answers. Everyone may not agree on every issue, but his hope is that everyone will leave better informed than when they arrived. He explained in order to speak a Citizen Request Form must be filled out and turned in. He asked that no one speak out of turn from the audience, and if Council or staff wishes to speak, they be recognized first. Each resident will be given one opportunity to speak, with non residents speaking after them.

3. Citizens

The following citizens spoke in opposition of Council's decision to cut the K-9 program:

- 1) Tim Butler - 123 Hillview Road
- 2) Debbie Everett - 1261 Second Street
- 3) Andrea Olechowicz - 237 Old Clairton Road
- 4) Rich Beam - 1106 Hilltop Street
- 5) Stephanie Serapiglia - 1110 Wakefield Road
- 6) Kim Gawlas - 125 Hillview Drive
- 7) Carrie Howard - Rt. 837
- 8) Christine Pickering - 2064 Knight Road
- 9) Mark Sluk - 1516 North Randolph
- 10) Lucille Selkowitz - 15 Reedsdale Drive
- 11) Chris Stoicovy - 100 Taber Drive
- 12) Don Volland - 209 Glendale Drive
- 13) Anthony Rash - 708 Kathleen Drive
- 14) Lori Danen - 3032 Thomas Jefferson Drive
- 15) Patrick All - 6008 Claire Valley Court
- 16) Mary Larcinese - 135 Waterman Road
- 17) Dawn McSurdy - 1259 Loyal Drive
- 18) Traci Dougherty - 1308 McKinley

- 19) August Smarra - 408 Payne Hill Road
- 20) Don German - 3024 Shady Timber Lane

Mr. King explained that the decision to cut the K-9 program was completely Council's, but during the Chief of Police interview process we asked questions concerning K-9 programs. The responses received from numerous officers interviewed and who have had K-9s in their municipalities, factored in to Council's decision. He also indicated that there apparently was confusion by residents on which meeting to attend to voice their opinion. He stated as a practice, the discussion meeting is when Council entertains subjects that are not on the agenda. Typically, citizens are limited at the voting meeting to comment only on items that are specifically listed on the agenda. He announced he will be out of town on business on Monday and not able to attend the regular meeting of Council. Mr. King thanked everyone for coming.

The citizen's comment portion concluded at 10:10 p.m.

4. Report from Borough Boards or Commissions

Nothing to report.

5. Engineer's Report

In response to Mr. Khalil's question, Ms. Omer advised there was not a meeting scheduled with WESA, and she requested Mr. Arndt's help to set it up. Mr. Khalil asked the status of a meeting with the Clairton Municipal Authority and she stated she is waiting on the Solicitor of the CMA for that meeting.

6. Motion to approve minutes of public hearing December 8, 2010

7. Motion to approve the monthly bills

8. Motion to approve the monthly payrolls

9. Motion to adopt Resolution No. 43-2010 granting preliminary and final approval of a land development plan known as SP-3-2010, Jefferson Regional Medical Center Operating Room Addition Site Plan (Tabled from December meeting)

Mr. Cohen reported the plans are in order. Because of the size of this project, Mr. Khalil would like the County to review this plan, but Mr. Cohen stated he is comfortable with our in-house review.

Bill Barrett, Director of Maintenance and Engineering of Jefferson Regional Medical Center, was in the audience and was told that they are in compliance with all building codes. Mr. Khalil asked Mr. Barrett if he could help the Borough get someone to respond to our requests to have the buildings dye-tested. Mr. Barrett replied the third-party contractor performing the dye tests are just showing up unannounced and there has been no cooperation. He requested they contact him directly and schedule the dye test. Mr. Arndt advised he spoke with a gentlemen and advised him after two failed attempts for the dye-testing it will probably cost the Borough an additional fee to have the contractor go out again. Mr. Arndt was told that JRMC would volunteer to have it done and have a certified plumber sign off on it. Mr. Barrett agreed to check on this.

10. Motion to adopt Resolution No. 1-2011 granting/denying preliminary approval of a subdivision plan known as PS-1-2010, Patriot Pointe Phase 3B Plan

Mr. Cohen reported the Planning Commission did not recommend this plan by a 4-3 vote due to an issue of whether to accept a request for modification to allow non-gravity sewers. He advised this plan is at the last month under the required 90-day review period. There is no additional time for Council to table this plan.

Mr. King turned the meeting over to Mr. Weber temporarily.

Mr. Cohen advised failure to act on this plan will result in approval. Ms. Omer explained that because of the elevation of the lots in one of the phases of this plan, they cannot drain by gravity. The developer is proposing to use sump pumps to force each individual's sewage to a force main, which will in turn send the sewage into the Borough's sewer lines. The developer is stating that the sump pumps and the pipes to the force main will be maintained by each property owner, but the force main will be owned by the Borough as a public sewer. She advised this approach will work, however, a design for the system must be submitted and approved. Mr. Khalil asked if the County Health Department has to approve this setup, and Ms. Omer replied they will have to review the plans and grant approval. Mr. Rob Trombold, from Environmental One, in the audience, explained the equipment needed to solve this problem. He stressed this is a very simple application for Environmental One. He advised there is a check valve built in so when pumping starts, it will not back up. Typically they recommend a redundant check valve right before you get to the force main. In response to Mr. Albrecht's question, Ms. Omer replied the developer is required to install the system just like they would install a gravity system, and they will turn over the force main to the Borough for maintenance. There will be no additional costs to the Borough. She said the maintenance costs on a force main are very similar to those of a gravity system. Mr. Harlan Stone, attorney for Southersby Development, proposed since what they are requesting is strictly preliminary plan approval with modifications, that before they apply for any final plan, all of Council's concerns to the conditions would have to be addressed satisfactorily. Mr. Cohen, after hearing questions by Council, offered a 30-day extension to the developer.

Mr. King took control of the meeting again.

Mr. Stone left the meeting room to confer with his client, and upon his return, rejected the offer for an extension. They did agree to comply with any conditions Council places on the motion.

11. Motion to adopt Resolution No. 2-2011 granting preliminary approval of a subdivision known as PS-2-2010, Andrew Acres Phase 2 Revision to Master Plan

Mr. Cohen explained this is a request to re-phase Phase 2. This revision to the Master Plan is to extend the right-of-way of the cul-de-sac to make sure property has access. All other items are in order.

12. Motion to adopt Resolution No. 3-2011 granting preliminary and final approval of a subdivision plan known as

13. Motion to adopt Resolution No. 4-2011 fixing salaries, compensation, and wages for Borough employees for the year 2011

Mr. Khalil asked why the budget amounts are higher for four positions than the amounts on the salary resolution. Mr. Arndt explained the budget amount is a number that Council agreed to including certain pay raises for certain employees, but he did not assume Council had made a final determination. He thought it could be discussed in Executive Session.

14. Motion to adopt Resolution No. 5-2011 concerning participation in the energy conservation measure retrofit phase as part of Allegheny County's Energy Program for Municipalities
15. Motion to grant approval to Conditional Use Application CU-3-2010, Gagliardi Mine, 195 Wall Road, subject to conditions recommended by the Planning Commission
16. Motion to authorize the proper officers to execute the Memorandum of Understanding with Allegheny County concerning use of Borough communications tower

Chief Maple has been talking with employees of the County regarding an incident with a 911 operator, who he was promised will be disciplined, but since that has not happened yet, he requested this be tabled until it is resolved.

17. Motion to authorize the Borough Engineer to prepare plans and specifications for the 2011 Road Program
18. Motion to approve Payment Application No. 6 to Fleming-Walker, Inc. in the amount of \$32,039.96 for 2010 Sanitary Sewer Open Cut Repairs Project
19. Motion to approve Payment Application No. 3 to Robinson Pipe Cleaning, Inc. in the amount of \$10,131.75 for 2010 Sanitary Sewer Lining Repairs Project
20. Motion to approve Payment Application No. 1 to Wallace and Pancher Construction, Inc. in the amount of \$48,423.76 for Peters Creek Stream Restoration Project
21. Motion to approve Payment Application No. 1 to Plavchak Construction Co., Inc., in the amount of \$29,785.50 for Worthington Avenue Sanitary Sewer Construction Project
21. Motion to approve work authorization dated December 22, 2010 for design, construction, administration and construction inspection services for 2011 Sanitary Sewer Lining Repairs Project
23. Discuss pending Ordinance No. 814, an amendment to Jefferson Hills Borough Zoning Ordinance No. 712, establishing zoning overlays and standards for oil and gas well drilling

Mr. Cohen went over a report he prepared listing the various options Council has to consider. In light of Mr. King's absence at Monday's meeting and to give Council adequate time to review the report and give their opinions to Mr. Cohen, Mr. Arndt was instructed to remove this item from Monday's agenda.

24. Reports

Mrs. Pesanka reported administration has taken a payroll all the way through the new finance computer system, and except for a few minor problems, it went well.

Mr. Arndt reported the administrative office renovation is still ongoing with the plans almost finished. There is a meeting next week with a firm on the security system for the building. Since he does not anticipate this project starting until May, he has allowed the library to rent the Community Rooms until then, and then they can use the Council Chambers after that.

Ms. Omer announced there is an Engineering Committee Meeting on January 18th.

Mrs. Ielase asked if there are any members on the Recreation Board, and Mr. Arndt replied there are five. Mr. Arndt advised he will send a list of the members to Mrs. Ielase.

Mr. Weber advised we need to make Board and Commission appointments, and asked Council to start thinking about candidates. Mr. Weber thanked Mr. Maple for his service, Ms. Omer for her work making the deadline on the sewer work, Mrs. Pesanka and Mr. Arndt for their work for tonight's meeting, and Mr. King for his excellent handling of the meeting tonight.

Mr. Arndt thanked Mrs. Pesanka and the clerks who gathered a lot of information for tonight's meeting.

Mr. King apologized for having to miss Monday's meeting. He thanked Council and Officer Potts for their professionalism this evening. Mr. King thanked Mr. Maple for coming out of retirement to help the Borough as acting Chief, and for his help with the difficult subject of cutting the K-9 program.

Mr. King adjourned the meeting at 11:37 p.m. with an executive session to follow concerning a personnel matter on motion by Mr. Khalil, seconded by Mrs. Ielase and carried unanimously.

Douglas C. Arndt
Borough Manager/Secretary

Borough of Jefferson Hills
Agenda Meeting of Council
February 9, 2011

The agenda meeting of Council was called to order by Council President King at 7:02 p.m. in the Municipal Center, 925 Old Clairton Road. Following the Pledge of Allegiance, Council Members Albrecht, Cmar, Ielase, Khalil, Reynolds, Weber and King answered to roll call. Manager Arndt, Solicitor Adams, Engineer Omer, Chief Roach, Finance Officer/Treasurer Pesanka and Planner/Zoning Officer Cohen were in attendance. Mayor Green was absent as he is out of town for work.

The following tentative agenda for the regular meeting of February 14, 2011 was reviewed and discussed.

1. Pledge of Allegiance
2. Roll Call

Mr. King asked for respect and professionalism during the citizens' portion of the agenda. He advised only one person will be allowed to speak at a time, and to please refrain from shouting from the audience. He also advised after the first resident starts speaking, no further requests to speak will be taken. A five-minute time limit will be imposed on speakers unless there is a rational dialog between the speaker and Council Members.

3. Citizens

- A) Tim Lee - 202 Tangelo Drive - explained 11 No Parking Signs were installed last week on Tangelo Drive which puzzled him and his neighbors. He called the Borough and was told they were installed because of a complaint. He visited five or six other plans and found no No Parking signs there. All told, he counted 20 signs on Tangelo Drive. In all fairness, he thought this was overkill, and asked that it be resolved. Mr. King explained within the parking ordinance, there is a list of streets that were deemed no parking streets. It also lists if the parking is restricted on only one side or both sides of the street.

Mr. Weber thanked Mr. Lee for bringing this to Council's attention and admitted this ordinance is antiquated. He advised Council will look at the parking ordinance and get back to him on what they can do to resolve his complaint.

- B) Connie Kocis - 112 Tangelo Drive - also complained about the overabundance of No Parking Signs on Tangelo Drive. She was told it was in response to a single complaint, and she thought it was an overreaction. She requested Council re-evaluate this issue and take down the unsightly signs.
- C) Lisa Schwartz - 115 Stevens Ridge Drive - advised she attended a previous Council meeting and requested Council take a look at the report of the catastrophic accident in Clearfield County from Marcellus Shale drilling. She also requested at that time, that Council look at Range Resources' stockholders'

website, where they tell their shareholders of the potential risks and hazards of gas and oil drilling. She advised since that last Council meeting, the PA DEP had offered to pay \$9 million to provide the residents of Penfield Pennsylvania with a public water source since Cabot Polk had refused to supply it after the water supply was contaminated. She advised the Pittsburgh City Council passed a moratorium on Marcellus Shale drilling. She asked this Council to consider enacting a moratorium on Marcellus Shale drilling until the economic, environmental, and health concerns are addressed by non-biased educated professionals.

D) C. Duffy - 6427 Jefferson Pointe Circle - asked if there is a disaster plan in place before we release toxic and explosive materials into the environment. She asked if the police and fire departments have been trained adequately. Mr. King answered as it pertains to Marcellus Shale drilling, we do not have any specific training.

E) Bob Kaufmann - 3417 Woodwind Drive - asked Council to become as educated as some of the residents on Marcellus Shale drilling. He asked Council to consider that we don't have an Environmental Impact Plan that will protect our roads from being damaged. He is concerned for Peters Creek when they are looking for a place to dump the fracking water. For clarification, Mr. Weber asked Mr. Cohen to advise that no fracking water is being pumped into Jefferson Hills, and Mr. Cohen replied no there is not.

F) Penny Walker - 1112 Wakefield Road - advised she is in support of placement on the agenda for the next regular Council meeting, ways to prohibit and/or restrict Marcellus Shale drilling in or near residential areas in our Borough. She read the following excerpt from an article in the Pittsburgh Post-Gazette:

“We now have a worst-case scenario at the Clearfield County site where there is evidence of a catastrophic release of gas and contaminated water from Marcellus well drilling,” said Conrad Dan Volz, assistant professor for Environmental & Occupational Health at the University of Pittsburgh’s Graduate School of Public Health and director of the school’s Center for Healthy Environments and Communities.

“The “golden lining” of the Clearfield County accident, he said, is that it occurred in a rural, relatively unpopulated area.

“If that accident had occurred in a populated area, like Lincoln Place in Pittsburgh, it would have had a serious impact on human health without a doubt,” said Dr. Volz, referring to the city neighborhood where a land company has been buying up gas drilling rights. No wells have been drilled there.”

G) Deborah Pozycki - 110 Stevens Ridge Drive - advised she is a member of the School Board although she is not here on behalf of them. She attended an event where Bill Flanagan, from the Allegheny Conference spoke, and voiced concern of

the environmental impact from Marcellus Shale drilling. She stated she has respect for what Council does, and has the utmost confidence they will do their best for the residents.

- H) Anita Barkin - 109 Stevens Ridge Drive - is very happy there are other residents here tonight voicing their concern over Marcellus Shale drilling. She stated she has a petition against Marcellus Shale drilling in the Borough with over 200 names on it, and will turn it over to Council after obtaining more names.
- I) Judy Kaufmann - 3417 Woodwind Drive - voiced concern over the children of Jefferson Hills being exposed to toxins. She stated there are no longitudinal studies of the long-term health effects. She thinks the burden of proof of how safe the drilling is should be on the companies doing the drilling.
- J) Bill Ondo - 1418 Council Place - reported he and 140 other residents attended a meeting at Thomas Jefferson High School on Marcellus Shale drilling, and realized there were no industry representatives to address our concerns. He asked what will happen when the tax revenue declines as people move out, no new people want to move in, and the current values of the houses in Jefferson Hills go down because of the drilling.
- K) Angelique Polakovic - 257 Oak Entrance Drive - voiced concern over the future condition of our roads, the vibrations from the drilling and property valuations. She asked if Council has taken into consideration possible class-action suits from residents who have mine subsidence issues. Mr. King replied they have taken all that into consideration.
- L) Patrick All - 6008 Claire Valley Court - stated he plans to speak at Monday's regular Council meeting, and does not expect his rights to be violated again as he felt they were last month. He saw the letter written by the Solicitor to the ACLU and felt it did not advise that the people at the voting meeting wanted to speak on issues other than the K-9 issue and were not allowed. His opinion is that the Community is in favor of the K-9 program. He stated if there were issues within the program, Council should have addressed and resolved them. He thought it incorrect to hire a private eye to correct what appears to be managerial issues, and took offense at his tax money being spent this way. He stated any interviews performed should be open to the public and the interviewees should be under oath, or else the information is totally meaningless as rumors and heresay. He distributed copies of a report done by CSI for the Borough of West Mifflin. He stated the police officers cannot be blamed in anyway since all their details of time worked are approved by the Mayor. Since the Mayor was absent a lot of the time, the buck stops with the President of Council. Mr. All requested Council reinstate the K-9, DARE and Citizen's Academy programs and the auxiliary police. Mr. All submitted a list of five questions he wants answered by Council.

Mr. All voiced his opposition to Marcellus Shale drilling. He voiced concern that during town meetings on the drilling that he has attended, he has only seen two Council Members and two school directors. He suggested the rest of Council become educated on the subject.

The Solicitor cautioned Council on speaking on the K-9 issue because it is pending an official investigation. In response to Mr. All's attack on the credibility of a firm retained, he stated CSI is a leader in their industry, with both investigative and auditing functions. Mr. Weber explained that a particular police officer is not under investigation, but a program. Solicitor Adams further explained that the K-9 program and compensatory time are under investigation.

Mr. King advised Mr. All commented that concerning the daily operational components of the police department, that the buck stops with the President of Council. Mr. All agreed he said that. Mr. King stated that is false. Mr. All replied that in the Municipal Code, if the Mayor is absent, it is the President of Council who takes over. Mr. King explained the President of Council has zero additional powers than any Member of Council. His job is to run the meetings. He cannot make decisions without talking with all Members of Council. Mr. All stated that is not true. Mr. King asked for an example, and Mr. All stated the President of Council can sign off on a police officer's timesheet if the Mayor is absent. Mr. King advised that has never happened.

In response to credibility, Mr. King stated he went on Mr. All's website and pulled off information concerning the Chief of Police. He read the following article, "Council appointed Marty Reagan as the Interim Chief effective June 1, 2006 at an agreed-upon patrolman's salary." Mr. King asked where Mr. All got that information, and Mr. All replied from the newspaper. Mr. King advised the fact is that Officer Reagan was not the Chief of Police at a patrolman's salary. His contract specifically stated that he would be paid \$5,000 more than a sergeant. Mr. King read again from Mr. All's website, "Mr. Reagan is now going back to a patrolman at his Chief's salary." He stated this comment is also false. As soon as Chief Reagan's resignation was accepted, he went back to a patrolman's salary. He accused Mr. All of putting information on his website that is not based on factual information that is true.

Mr. King advised in one of Mr. All's recent newsletters, he stated that, "another popular program terminated is the Citizen's Police Academy. Attendance was growing and seating was becoming limited for this very popular program." Mr. King reported in the officer's handwriting, who ran that program, the opposite is stated. The officer stated the program actually was declining. In 2007 there were 12 attendees, five of which were Borough residents. In 2008 there were 21, 12 of which were Borough residents. In 2009 it declined to 14 people, 6 of which were Borough residents. And in 2010 there were six people. One of the reasons Council discontinued this program was because this Council did not feel it was

right to be spending Jefferson Hills taxpayer's money to support a program that benefitted residents coming from outside of Jefferson Hills. Mr. All replied it was a managerial problem for letting the outsiders in, and he asked who signed off on their signups. He stated Council complained the K-9 went outside the Borough and stated that was a managerial problem also for allowing it.

Mr. Khalil referred to a Letter to the Editor, that he was advised by the Solicitor not to speak about. He promised that when the audit is over and he has the freedom to speak, he will explain the facts to discredit everything Mr. All stated in that letter. Mr. Weber stated Mr. All is a self-professed watchdog, but the people on the dias who service the community are the watchdogs, who research the issues and bring the facts, and Mr. All should be ashamed of himself.

Mr. All stated he submitted a Right-to-Know request for how much the Interim Police Chief made and has not been able to get an answer. Mr. King replied he made \$29,844.96. Mr. All asked why he couldn't get that number instead of a letter stating it has to be approved. Mr. King asked how many Right-to-Know requests Mr. All has submitted and he didn't know. Solicitor Adams stated there were so many Mr. All couldn't count them. Mr. Arndt advised he is the Right-to-Know Officer, and since December 27, 2010, Mr. All has submitted five requests. It was advised it is a substantial burden of time on the administrative and legal staff.

4. Report from Borough Boards or Commissions

Recreation Board

Colleen Kudis, Member of the Board, reported there are currently five members on the Board and asked Council what they would like from the Recreation Board. Mrs. Cmar suggested they have fundraisers and offered Council's help. Mr. Weber thanked her for joining the Recreation Board, and advised Council has a delegate and an alternate who function as liaisons. He suggested the delegate and alternate meet with the Recreation Board and give them some direction. Mrs. Ielase asked if they are planning on continuing to hold an Easter egg hunt and fishing contest this year. Ms. Kudis replied they are talking with the Library about cosponsoring the egg hunt. Mr. Arndt advised he met with Ms. Kudis and suggested the Recreation Board submit proposed events for the year, with a brief description and estimated cost, as had been done in previous years.

Mr. Cohen advised Council that a new Comprehensive Recreation and Open Space Plan was adopted last year, and the Recreation Board had a major role in pushing some of the ideas in that plan.

Ms. Kudis invited residents to offer their help.

Mr. Khalil told Ms. Kudis at the January 5th meeting she blurted out something that was offensive to Mrs. Reynolds, and it was captured on facebook. He wanted

to give her an opportunity to publicly retract the offensive comment, and publicly apologize to Mrs. Reynolds. He advised she is now on the Recreation Board and is to follow a code of conduct and common decency. Ms. Kudis replied she kept her cool at the meeting and honestly does not know what he thinks she said. Mr. King advised that on January 7th on facebook she wrote that in response to who is up for re-election to Council, "Thank God that Reynolds is up, what an old bat." Ms. Kudis then publicly apologized. Mr. King then stated that on January 7th on facebook, she indicated that she would possibly be running for Council to replace some of the morons. Ms. Kudis advised that everyone speaks like that in the heat of the moment, to which Mr. Khalil and Mr. King replied they do not. Especially as public officials. He advised they cannot sit up there and call people names.

5. Engineer's Report

Ms. Omer reported, regarding the Clairton Municipal Authority (CMA), the Engineering Committee has prepared a draft for the agreement to be approved by the Solicitor, and it was submitted this week.

She announced that on March 9th at 6:00p.m. the Engineer from the CMA would like to present the design plan of the treatment plant.

April 6th, before the meeting, she would like to meet with Council for a presentation on the Act 537 Study for the Clairton Municipal Watershed. We have to submit to DEP what we are going to do with our sanitary sewers in the Clairton Municipal Authority that flows into the treatment plant. The treatment plant is expanding and we have to also work together on our own sewers and update them by June of this year.

Under the dye testing program, the Borough asked for Gateway's assistance with Jefferson Regional Medical Center's compliance, and they have agreed, but the weather is not conducive to dye testing. We have agreed to talk again in April to have the test done by the same contractor who did the rest of the Borough.

She reminded Council that we have a \$435,000 budget for the Road Program, of which \$60,000 is towards rejuvenation. She suggested they look at the cost of adding Stilley and Elliott Roads. She stated now is the time to put this out to bid, as the earlier it goes out, the better the bids. Mr. Weber asked if the easements cannot be procured by spring, would that deter the project, and Ms. Omer replied yes. Mr. Weber suggested Elliott Road be made an alternate so as not to hold up the project.

Mr. Khalil wanted to bring to Council and Ms. Omer's attention that the West Elizabeth Sanitary Authority work has stopped due to a problem with the contractor.

Mr. Khalil asked if we are going to be afforded a seat or two on the Clairton Municipal Authority, and Ms. Omer replied at this time she does not know the answer.

6. Motion to approve minutes of agenda meeting December 8, 2010

Mr. Khalil felt that in reading the minutes, Council failed to give Mr. Arndt direction for the 13 residents who have failed to correct their dye test violations. He suggested, and Council agreed, Mr. Arndt is to compose a letter and send it to the Solicitor for approval before sending to the 13 residents. Mr. Arndt suggested that the letter be reviewed with the Council Engineering Committee at it's next meeting.

7. Motion to approve minutes of regular meeting December 13, 2010

Mr. Khalil requested "and carried unanimously" be added after the paragraph approving Resolution No. 45-2010.

8. Motion to approve minutes of agenda meeting January 5, 2011

Mr. Weber moved to remove the minutes from the agenda for Monday's meeting.

9. Motion to approve minutes of regular meeting January 10, 2011

Mr. Weber moved to remove the minutes from the agenda for Monday's meeting.

10. Motion to approve the monthly bills

11. Motion to approve the monthly payrolls

12. Motion to adopt Resolution No. 6-2011 granting preliminary and final approval of a subdivision plan known as S-9-2010, Chamberlin Ridge Plan of Lots, Phase 2B

Mr. Cohen reported the Chamberlin Ridge Plan was rephased about a year and a half ago, to break out Phase 2 into subsections. This proposal includes the inclusion of a cul-de-sac and eight building lots. The plan was reviewed by the staff and concluded all the requirements are met. The Planning Commission recommended approval. Mr. Weber asked if the developers are now required by code to install bicycle-safe grates in the roadways, and Ms. Omer stated we will have to check the adopted Borough standards. We need to look at the Borough standards, as they haven't been reviewed in many years.

13. Motion to adopt Resolution No. 7-2011 granting preliminary and final approval of a subdivision plan known as S-12-2010, Lithuanian Country Club Plan of Lots

Mr. Cohen reported this plan meets all requirements of the Planning Code and has been recommended by the Planning Commission. Action is required by Council at the regular meeting because of time restraints. Mr. Khalil reported there is limited sewage service in this area, and it was reported the property was not perked. Mr. Cohen advised all codes were noted on the plan.

14. Motion to adopt Resolution No. 8-2011 granting preliminary and final approval of a subdivision known as S-1-2011, First Revision to the Byrne and Bauer Plan of Lots

Mr. Cohen advised the Planning Commission recommends it for approval.

15. Motion to adopt Resolution No. 9-2011 granting preliminary and final approval of a land development plan known as SP-1-2011, LaMarca Construction Plan

Mrs. Cmar asked if we are keeping in touch with the school district concerning the growth of the Borough, and Mr. Cohen replied they get copies of all plans for development.

16. Motion to approve the bid received from Day Ford, Inc. for one (1) 2011 Ford Crown Victoria Police Interceptor in the amount of \$25,636.00 under the SHACOG Purchasing Alliance Program
17. Motion to approve the bid received from Allegheny Ford Truck, Inc. for one (1) 2011 Ford Expedition in the amount of \$30,633.00 under the SHACOG Purchasing Alliance Program
18. Motion to accept the proposal in the amount of \$550.00 from David E. Wooster and Associates, Inc. for review of scope of services related to a traffic study for the Washington Square Plan

Mr. Cohen advised Gateway Engineers is not capable of doing a traffic study so this company was chosen as they are professional traffic consultants. They will review the scope of the work to make sure we are in compliance and in the best interests of Jefferson Hills, and they will also perform the study. Two proposals were sent out, and David E. Wooster and Associates, Inc. came back with the lowest bid. This is considered an engineering expense, and can therefore be charged to the developer. He recommended collecting enough escrow money to cover the bid.

19. Motion to accept the proposal in the amount of \$2,850.00 from David E. Wooster and Associates, Inc. for review of traffic impact study for the Washington Square Plan

Mr. Weber asked if this is also reimbursable by the developer and Mr. Cohen replied yes.

20. Motion to accept the proposal from Valuation Engineers in the amount of \$3,575.00 for a Fixed Asset Appraisal

Mrs. Pesanka reported our last appraisal was performed 15 years ago. She advised when GASB34 was enacted, a new appraisal should have been performed, and updated every year since. Mr. Albrecht added this is important as we don't have a capital plan yet, and this information is necessary. Mrs. Pesanka stated this is also important to have when acquiring insurance quotes.

21. Motion to approve Payment Application No. 7 and Final to Fleming-Walker, Inc. in the amount of \$23,262.30 for 2010 Sanitary Sewer Open Cut Repairs Project

Ms. Omer reported this project did what was needed for DEP and came in well under budget.

22. Motion to approve Payment Application No. 4 and Final to Robinson Pipe Cleaning, Inc. in the amount of \$5,902.00 for 2010 Sanitary Sewer Lining Repairs Project

Ms. Omer reported this project also came in under budget.

23. Motion to approve Work Authorization dated January 31, 2011 for Gateway Engineers to perform design, construction, administration and inspection services for 2011 Sanitary Sewer Open-Cut Repairs Project
24. Discuss options concerning Marcellus Shale drilling

Mr. Cohen gave an educational presentation with maps showing zoning areas in the Borough that are possible safe areas from drilling. Other areas were looked at to see if rezoning would protect more residential land from the drilling. He advised that creating an ordinance banning drilling would expose the zoning ordinance to a challenge, called a validity challenge. This says we are restricting a land use that should have been provided. This could also set us up for a civil rights lawsuit, where a property owner could challenge an ordinance stating they would be hurt by the ordinance, and request compensation.

Mr. King thanked Mr. Cohen for his work for the last year and a half on researching this subject. Mr. King advised Council is listening to all comments from the public, and educating themselves on this subject. He advised the Planner/Zoning Officer and Solicitor will not make this decision, it will be Council's decision. Mr. King feels they have two options: 1) an outright ban, or 2) an amended zoning ordinance that is restrictive.

Mr. Albrecht stated he and Mr. Cohen have spent a lot of time on this subject. He stated this has to be done correctly the first time, because we will not get a second chance. He proposed Council put a task force in place, with the following members: Mr. Cohen, Mr. Weber, Mr. Khalil, himself, a school board member, some community members such as Anita Barkin and Tim Shuman. He thought it should be under 10 members to be manageable. He offered to coordinate this and Council agreed. Mrs. Cmar suggested Lisa Marcucci and Rick Saccone for their knowledge and help with acquiring grants for training our EMS, etc. Mr. Khalil thanked Mr. Cohen and Mr. Albrecht for their time in researching this subject. Mr. Weber thanked both also, and agrees with starting a task force. Mr. King reminded everyone a few months ago Council did enact the Pending Ordinance Doctrine prohibiting any drilling companies to come to the Borough and secure permits to begin drilling because we are in the process of working on our ordinance. Mr. Cohen agreed we are protected as long as we are moving forward.

25. Discuss status of potential bond issue

Mrs. Pesanka reported she will set up a meeting for a bond rating which should take about three weeks. Council now needs to consider a bond counsel. Mr. Albrecht advised the window on getting a good rate to refinance the bond is closing quickly.

26. Discuss cost of repairs to Public Works Department truck

Mr. Arndt referred to a repair bill for Truck #6 which is a 1998 vehicle. The Solicitor advised because of the size of the repair bill, the Borough has to obtain two more quotes, which will be

hard as the truck is not movable. Mr. Arndt reported there are two new trucks in the budget to replace two existing trucks. He suggested Council consider exchanging Truck #6 for one of the other trucks to be replaced, but this will be evaluated with just making the repairs.

3. Citizens (Con't.)

The following citizen came in late stating he is a basketball coach and could not leave the children in time to make the Citizen's portion of the meeting. Under this circumstance, Mr. King allowed him to speak.

M) Dan Deabner - 3059 Thomas Jefferson Drive - asked if the Communities have thought about forming a coalition to fight the Marcellus Shale drilling together. He thought any costs of training EMS and all equipment should be borne by the drilling companies not the Communities in which they wish to drill.

27. Reports

In response to a previous request by Mrs. Cmar, Mr. Arndt reported Carmen DeLuca is interested in performing electrical inspections on commercial properties in the Borough. Mr. Arndt reported he has not had a chance to talk with Ms. Teck, Building Official/Code Enforcement Officer, as she has been at training.

Mrs. Ielase was asked by the Library to request Council appoint members to the Library Board at Monday's meeting as they cannot vote on any issues. She reported the spaghetti dinner fundraiser was postponed until the fall because of the proposed renovation to the Municipal Center.

Mr. Weber requested Council give consideration to revisiting the parking ordinance to discuss revisions because of problems at the football games, and because of new developments in the Borough. He welcomed Chief Roach. He thanked Ms. Kudis for joining the Recreation Board, and reported the delegate and alternate to the Board are Mrs. Ielase and Mrs. Reynolds.

Mrs. Reynolds reported receiving a call from Mr. & Mrs. Shaw who voiced concern over the Marcellus Shale drilling, but were unable to attend tonight's meeting.

Mr. King, on behalf of Council, passed on their condolences to Sergeant Bonacci on the death of his mother. Mr. King welcomed Chief Roach.

Mr. King adjourned the meeting at 10:03 p.m. with an executive session to follow concerning legal and labor matters on motion by Mr. Khalil, seconded by Mrs. Ielase and carried unanimously.

Douglas C. Arndt
Borough Manager/Secretary

Borough of Jefferson Hills
Agenda Meeting of Council
March 9, 2011

The agenda meeting of Council was called to order by Council President King at 7:00 p.m. in the Municipal Center, 925 Old Clairton Road. Following the Pledge of Allegiance, Council Members Albrecht, Cmar, Ielase, Khalil, Reynolds, Weber and King answered to roll call. Manager Arndt, Acting Solicitor Shimko, Engineer Omer, Chief Roach, Finance Officer/Treasurer Pesanka and Planner/Zoning Officer Cohen were in attendance. Mayor Green was absent as he is out of town for work.

The following tentative agenda for the regular meeting of March 14, 2011 was reviewed and discussed.

1. Pledge of Allegiance
2. Roll Call
3. Citizens
4. Report from Borough Boards or Commissions

Monica Stoicovy - of the Library Board thanked Council Member Ielase for attending the Library Board meetings. She asked when the renovations to the Municipal Center will begin so they can plan their activities around it. Mr. King advised the project came in much higher than expected, so now the Borough is going back and scaling back on the project, which will take time to do. Mr. Arndt stated it is tentatively scheduled for the end of summer, and Ms. Stoicovy asked if it could be pushed back until the end of the year to accommodate light-up night on November 15 and the fall festival. Mr. King thought that was fair to consider.

5. Engineer's Report

Ms. Omer distributed a bid summary for the Sewer Lining Project, and asked after Council's review, if it could be added to Monday night's agenda. She is recommending State Pipe as they are way under the budget, and they have worked with this company favorably in the past. Mr. Weber asked, because of the disparity in the figures, does she think there is an error in the bid, and Ms. Omer replied no.

She reported the next meeting of the Engineering Committee will be March 15th.

Mr. Weber asked about her report stating Hercules will be submitting a request in the Spring to access the sewer line along Rt. 837. He advised it cost the Borough a significant amount of money to identify the root cause of the VOC odors, and we are asking for reimbursement. He asked if it would be legal for us to withhold giving them the right-of-way until we receive reimbursement. Ms. Omer advised she would like to see the sewers get lined to help prevent some of the odors. Mr. Shimko stated DEP is running the show on them reimbursing someone, and he would not like to get in the way of DEP doing that.

6. Motion to approve minutes of agenda meeting January 5, 2011
7. Motion to approve minutes of regular meeting January 10, 2011
8. Motion to approve minutes of agenda meeting February 9, 2011

Mr. Albrecht questioned page 8 where Mr. Cohen stated we could be set up for an ACLU suit, and Mr. King requested the tape be reviewed for the proper verbiage.

9. Motion to approve the monthly bills
10. Motion to approve the monthly payrolls
11. Motion to adopt Resolution No. 12-2011 granting preliminary and final approval of a subdivision plan known as S-2-2011, Nickolich Subdivision

Mr. Cohen advised this is a subdivision to establish two parcels into one to be used for the Dek Hockey project. Ms. Omer recommended approval.

12. Motion to adopt Resolution No. 13-2011 granting preliminary and final approval of a subdivision plan known as S-4-2011, Payne Hill Subdivision

Mr. Cohen reported this plan is a two-lot subdivision that will partition off an area for potential use or conveyance, with no specifics given at this time. Ms. Omer recommended approval.

13. Motion to adopt Resolution No. 14-2011 granting/denying preliminary and final approval of a land development plan known as SP-2-2011, South Hills Dek Hockey, LLC

Mr. Cohen explained this is the land development from the parcel created by the Nickolich Subdivision. It is being proposed for two dek hockey rinks, an office building including parking spaces and landscaping. This plan requests a modification from Section 610 of the Subdivision and Land Development Ordinance which requires a gravity sewer system. The applicant is proposing a single grinder pump which will be privately owned and maintained. Ms. Omer added as part of the modification the developer showed them alternatives and estimates. In response to Mr. Khalil's question of whether the County Health Department has to sign off on this, she replied yes, and they need to inspect it regularly. Mr. Weber stated the Planning Commission spoke very favorably of the side-by-side comparison and analysis submitted by the developer. Mr. Weber asked what provisions would be taken if there was a power outage. Mr. Ernst, of South Hills Dek Hockey, replied there would be no one there if there was a power outage. There is a holding tank that would address any backups. Mr. Joe Smith advised they are looking into a back-up generator.

14. Motion to adopt Resolution No. 15-2011 Authorizing the submission of a revision to the Borough's Official Sewage Facilities Plan concerning the ET Blue Grass Clearing LLC Subdivision

Mr. Cohen advised the system has been approved by Allegheny County.

15. Motion to approve Final Payment Application to Wallace and Pancher Construction, Inc. in the amount of \$988.24 for Peters Creek Stream Restoration Project

Ms. Omer reported this is a grant project, they did a good job and everything was within budget, so she recommends payment. The Solicitor is to review and approve the bond.

16. Motion to approve Payment Application No. 2 to Plavchak Construction Company, Inc. in the amount of \$18,387.00 for Worthington Avenue Sanitary Sewer Construction Project
17. Discuss request from Jefferson Hills Bible Church to use amphitheater and pavilion in Andrew E. Reilly Park

Mr. Arndt advised they have chosen June 18th, and they are asking for the cost of the rental for the pavilion and amphitheater. He advised last year the Borough charged \$270. Mr. Weber asked if they used the ballfields last year, and Mr. Arndt replied no. Mr. King asked if all of Council was OK with the \$270 fee, and they all agreed.

18. Discuss proposals received for leasing copying equipment for administration and police department

Mrs. Pesanka gave a review of three different vendor's pricing, and recommended Oce'. Mr. Shimko advised all the proposals are over \$10,000 and would normally have to be advertised. But he stated there is a possibility Oce' is on one of the state piggyback contracts. If they are, this will not have to be advertised. Mr. Albrecht asked if the cost includes maintenance, and Mrs. Pesanka replied yes. Mr. Shimko advised there is a possibility that the price Oce' quoted the Borough is lower than the Costars price, and if that is the case, there could be a problem. The Borough would then have to either take the Costar price which is higher or bid it out. He will wait for Mrs. Pesanka to find out for sure and advise Council of his recommendation by Friday.

19. Discuss intention to undertake CD Year 37 demolition project

After a review of the project by Mr. Cohen, Council authorized him to notify SHACOG that the Borough will proceed with the project.

20. Reports

Mr. Cohen reported Equitable Gas's grading permit at their training facility is pending acceptance of their bond.

Mr. Cohen reported the U.S. Census Bureau released their figures from the 2010 Census and Jefferson Hills is reported as having a population of 10,619. This is a 10% increase in population from the 2000 Census.

Mrs. Pesanka asked if instead of commissions being in her report and needing Council's approval for payment, could she just list the commissions on the bill list each month, and Council agreed.

Mr. Khalil received a letter from Crystal Alfonsi, who is an alternate on the Zoning Hearing Board, advising she would like to be considered for appointment as a voting member of the Board.

Mr. Khalil advised he was told by Mr. Cohen that he needs to work on the Borough Ordinances before putting into effect the Comprehensive Plan Steering Committee.

Mrs. Ielase distributed a tentative 2011 program schedule from the Recreation Board, and advised a change in Community Day is being discussed.

Mrs. Cmar recommended Kristen Shoemaker for consideration to the Recreation Board.

Mr. Albrecht reported the first meeting of the Marcellus Shale Task Force was held last week, and he feels they made good steps in getting organized.

Mr. Lee called Mr. Albrecht to thank Council for taking care of the parking sign issue on Cassia Drive.

Mr. King thanked Mr. Albrecht and the team for all his work on the Marcellus Shale issue. He also thanked Council for the teams who worked on the union negotiations and the interviews for Public Works Director. He also thanked the staff for their extra efforts.

Ms. Omer announced that as of this afternoon, the Bedell Road Bridge is closed because of structural issues.

Mr. King thanked Ms. Essey for all her work in administration. She is the first to face residents when they enter the building. She also has responsibilities to Council and the Borough Manager that most people don't realize. She sometimes has to deal with unreasonable residents, but she has always done a great job handling them.

Mr. King adjourned the meeting at 7:55 p.m. with an executive session to follow concerning legal and labor matters on motion by Mr. Khalil, seconded by Mrs. Reynolds and carried unanimously.

Douglas C. Arndt
Borough Manager/Secretary

Borough of Jefferson Hills
Agenda Meeting of Council
April 6, 2011

The agenda meeting of Council was called to order by Council President King at 7:00 p.m. in the Municipal Center, 925 Old Clairton Road. Following the Pledge of Allegiance, Council Members Albrecht, Cmar, Ielase, Khalil, Reynolds, Weber and King answered to roll call. Manager Arndt, Engineer Omer, Chief Roach, Finance Officer/Treasurer Pesanka, Planner/Zoning Officer Cohen and Public Works Director Lovell were in attendance. Solicitor Adams arrived at 7:18 p.m. Mayor Green was absent as he is out of town for work.

Mr. King requested everyone present to keep the officer who was wounded in Clairton, and his family, in their prayers.

The following tentative agenda for the regular meeting of April 11, 2011 was reviewed and discussed.

1. Pledge of Allegiance
2. Roll Call
3. Citizens
 - A. Holly Schrum - 111 Stettler Drive - advised she is on the Library Board and thanked Council for their support. She reminded everyone that the book sale is this weekend, with the Preview Party tomorrow night.
 - B. Teresa Conboy - 5022 Jackson Drive - asked Council a number of questions about Patriot Pointe, and Mr. King passed her request on to Mr. Arndt to work with the Borough Engineer to find the answers. In response to her question of when did the new cul-de-sac enter the picture, Mr. Cohen replied the cul-de-sac plan was applied for earlier in the year. Ms. Conboy advised the current residents are protected by a covenant that states if the plan exceeds 135 houses, they have to come before the membership of Patriot Pointe for approval for an expansion. She advised they have not been notified of that. Mr. Cohen explained that enforcement of a covenant is done by a civil matter.

Ms. Conboy asked how many requests the Borough has for taps for Patriot Pointe, and Mr. Cohen agreed to find the answer and get back to her.

4. Report from Borough Boards or Commissions

Colleen Kudis - of the Recreation Board reported, after last night's Recreation Board meeting, she decided to resign because she feels she is the only one that wants to give it their all. There are only two other members, and it is hard to get anyone to volunteer. She stated she will still help with the Easter Egg Hunt as it is already planned. She thanked Ms. Essey, Mr. Arndt and Ms. Ielase and her son for their help. Mrs. Kudis handed over her

keys. Mr. King thanked her for the time she put in, and agreed it is difficult and time consuming.

5. Engineer's Report

Ms. Omer reported there is an Engineering Committee meeting on April 19th on the Clairton sewer information from the treatment plant, and in May a meeting will be planned for the Act 537 Plan. Mr. Khalil stated he hopes the Corrective Action Plan Report reflects that we worked very hard in 2010 to increase funding for some of the work.

Mr. Khalil questioned Item No. 6 on her report for Pavement Maintenance Program. He asked to stay under budget, should we not include Chapelridge Drive, but make it an alternate. She explained we received a base bid as well as bids for Elliot Road and Chapelridge Drive as alternates. Council has the ability to mix and match how they want. Mr. Khalil asked if the Road Department could pave Chapelridge Drive at a lower amount. Ms. Omer replied she would like to talk with Mr. Lovell before making a decision.

Solicitor Adams arrived.

Mr. Albrecht asked what is the next step for the new Public Works building, and Ms. Omer suggested the Engineering Committee meet and go over the different aspects and sites. The selection of a site will need to be made before a further investigation takes place.

6. Motion to approve minutes of agenda meeting February 14, 2011

Mr. Khalil advised the minutes do not make mention of whether the Mayor was in attendance or not. Mr. Khalil corrected a member's name on the Marcellus Shale Task Force. Mr. Weber felt Mr. All's comments were not adequately captured and he agreed to provide Mr. Arndt with his thoughts.

7. Motion to approve minutes of regular meeting March 9, 2011

8. Motion to approve minutes of agenda meeting March 14, 2011

Mr. Albrecht stated on page 6 the Mayor incorrectly stated the census numbers. Mr. Cohen advised the statement was correct as it was an estimate for the 2005-2009 survey.

Mr. Weber reported some changes he wished made to page 6.

9. Motion to approve the monthly bills

10. Motion to approve the monthly payrolls

11. Motion to adopt Resolution No. 17-2011 granting/denying preliminary approval of a subdivision plan known as PS-2-2011, Patriot Pointe, Phase 3B

Mr. Cohen reported most of the discussion at the Planning Commission Meeting focused on the hardship required by the ordinance demonstrated by the applicant to justify why the modifications should be granted. The Planning Commission recommended approval to Council with modifications granted depending upon final approval of the Allegheny County Health Department

and DEP. He advised there are conditions the Developer must meet in order to obtain final approval. There are also conditions listed that the Developer must meet concerning construction activity on the site. He advised no lots can be sold until final approval is given.

Matt Horton, of Horton Engineering, consultant on this project, invited Council to ask him questions. Mr. Horton reported they received the variance request from the Health Department on the grinder pump low-pressure system which is acceptable to them. They just want to see that the Borough will operate the force main. The Borough will have no obligation to the grinder pump system or anything on private property. In response to Mr. Khalil's question of which grinder pump will be used, Mr. Horton replied they will be individually approved by the Health Department. Mr. Khalil advised that the paragraph under condition #5 set by the Planning Commission allows the Borough to pull the bond if something is not addressed to our satisfaction.

Mr. Weber asked Mr. Horton if he found this to be a customary approach, and Mr. Horton stated it is becoming more customary as most of the good land is gone. Mr. Horton advised there is a grinder pump in existence in Patriot Pointe, but there is no public force main. Mr. Tim Murphy, developer of Patriot Pointe, agreed 105 or 106 Eisenhower Court has a grinder pump. He explained the first floor has a gravity system, but the basement has a grinder pump.

Mr. Arndt advised a Planning Module for Patriot Pointe Phase 3B was submitted for the Borough's consideration, and he asked Mr. Horton if that was an official application for Planning Module approval, or is it just a request for additional information so they may submit that document to DEP. Mr. Horton advised the last package submitted for a blank Phase 1 thru 3 component, needs to go to Gateway Engineers for review. Mr. Arndt wanted to make sure that the last submission was not an official application they are making at this time. Mr. Horton advised it is just an application for information to continue the process. Mr. Arndt advised the cover letter was not clear on the intent. Mr. Arndt then asked if the application for Phase 3B is an official application where he expects Council to do more than just supply information. Mr. Horton explained there is a Form 4 included with that entire packet that should be reviewed by the Planning Commission. Mr. Arndt asked about Washington Square, and Mr. Horton replied it also needs to be reviewed by the Planning Commission.

Mrs. Conboy stated she signed a document that binds her to all the rules of Patriot Pointe. As a part of that document, she advised it clearly states there can only be 135 homes in Patriot Pointe Phase 1 thru 3. She said there is no mention of Phase 3B. She contacted a lawyer and was told before anything can be done, the homeowners have to approve it. Mr. King asked for any documentation she has to be given to the Solicitor for review. She asked why there is a Phase 3B. Mr. King advised this is the first he has heard of the homeowner's association. Mr. Murphy reported there are 62 lots in Patriot Pointe and added an additional six for 68. He said initially there were 40 some duplexes, but because of the economic conditions, there are now 20. He advised this makes 128 homes, which is seven less than the 135 Mrs. Conboy is stating. Mr. Murphy advised the Homeowner's Association is willing to accept the sewer line maintenance, according to a letter from them, and they are quite aware of Phase 3B. He stated Mrs. Conboy is not a member of the Homeowner's Association.

12. Motion to adopt Resolution No. 18-2011 authorizing the submission of a revision to the Borough's Official Sewage Facilities Plan concerning the St. Thomas a' Becket Church land development plan

Mr. Cohen reported this is a followup of the plan for the church that was approved by Council over a year ago. Initially, it was submitted for sewage approval, planning module approval, and DEP approval of the retention pond. That application was turned back to the applicant indicating that due to the Peters Creek Interceptor there needs to be a full planning module submitted. Part of this process is approving a resolution. Ms. Omer explained that DEP is now requiring a full planning module because of the Corrective Action Plan, and through no fault of the applicant. Mr. Khalil asked if the five EDUs correlate to five taps, and will they be taking away taps from single-family homes that have requested them. Ms. Omer and Mr. Cohen explained that when the Borough puts in requests for taps, we ask for single-family homes and commercial taps. Ms. Omer explained nothing has changed from the original application, DEP just changed the form so it had to be reappplied. Solicitor Adams advised this is a DEP issue not the applicant's.

Mr. Weber asked if we are going to be alright with all the expansion in the Gill Hall area, and not run into trouble with DEP on overflows in wet weather. Ms. Omer replied with all the work we are doing in the Borough, she feels comfortable that we will be fine, as long as the zoning is not changed.

13. Motion to award a bid to El Grande Industries for the 2011 Road Improvement Program

Ms. Omer advised she is pleased with the bids received, and is comfortable with El Grande's work. She stated the property owner agreed to sign the easement agreements for Elliot Road. She stated if you combine the base bid and the other two alternatives, there is a shortfall of \$15,760.00 from the budget. Mr. Weber asked if we can spend the extra money, and Mrs. Pesanka replied that she would look at the budget and give her recommendation in the Friday packet. Based on Mrs. Pesanka's recommendation, Mr. Weber would like to see both alternate bids be done also. Mr. King asked Mrs. Pesanka to look into this and give Council the information in their packets on Friday.

Mr. Arndt asked Ms. Omer if there was some funding budgeted in her estimate for soft spots, and she replied yes. Mr. Lovell stated, given the age of Elliot Road, he is of the opinion any soft spots should have surfaced by now.

14. Motion to issue a street opening permit to Pennsylvania American Water for the purpose of constructing a waterline along Collins Avenue

Ms. Omer advised this is pretty large project. She explained the water company wants to install a 48" waterline up Collins Avenue. It will not affect the Borough's sanitary sewers, but her concern is how they will disturb the area along Collins Avenue. Mrs. Teck approved the permit, but since it is over 500 feet, Council now has to approve it also. Ms. Omer requested the Borough condition their approval for the water company to work with the Borough on the restoration of Collins

Avenue to our standard. Someone needs to work with them during this project, and traffic control needs to be addressed.

Herman Rossi, Engineer for PAWC, assured Council Collins Avenue will be a better road when they are finished. He stated they are willing to work with the Borough on pavement restoration with a two-year maintenance bond. Ms. Omer reported when they are finished they will do a full mill and overlay of the road. Mr. Arndt requested the motion be amended to state that any approval will be subject to a maintenance agreement to be approved by the Solicitor.

15. Discuss request by Gill Hall Volunteer Fire Company Fire Chief for a used Borough police vehicle

Mr. Arndt explained the Chief of Gill Hall VFC has requested a police vehicle be donated to them by the Borough. It could be one that would be traded in this year, when the two new vehicles arrive. The Borough has previously donated vehicles to the Chiefs of Jefferson Fire Rescue, but not to an individual fire company. The Borough would not be responsible for maintenance or gasoline for the vehicles. Mrs. Cmar replied Gill Hall VFC has never gotten a vehicle donated to them and they cover the largest area. Therefore, she is in favor. Mr. King suggested selling the car for \$1 instead of donating it, so the ownership, title, etc will all be turned over to the fire company. Mr. Austin Ielase, member of Floeffe VFC, advised when the vehicles were donated previously, all three vehicles ended up at 885 VFC.

16. Discuss request by Jefferson Hills Area Ambulance Association for a used Borough public works truck

Mr. Arndt explained they requested the truck to be used for parts. Mr. King suggested this also be sold to them for \$1 instead of donating it. Solicitor Adams will review if this is a legally sound way to do this transaction.

17. Reports

Chief Roach explained the Child is Missing system which calls residents in the affected area to help in the search for the missing person. The Chief explained the system is at no cost to the Borough and it is an automated call system for residents who indicate they would like to be notified of a missing person. He will coordinate with Ms. Esworthy to have it added to the Borough website.

Mr. Cohen had a meeting with Gregg Jones, new Executive Director of Economic Development South (EDS). They are looking to expand to other communities in the South Hills. He would like to meet with Council after an Agenda Meeting. Mr. Weber and Mrs. Cmar agreed to meet with them.

Mr. Arndt advised he received an email from SHACOG regarding winter salt. It is time for the Borough to exercise or not exercise it's first option year regarding the salt contract. This would continue the contract to purchase salt, and needs to be voted on at next week's meeting. Mr. Weber recommended exercising the option year. Council agreed to add this item to the agenda for the April 11th regular meeting.

Mr. Khalil has not been notified of any JFR meetings so far this year, and he will contact the Mayor regarding this.

Mr. Khalil received a letter from Judith Kaufmann requesting appointment to the Environmental Quality Board.

Mr. Khalil asked Mr. Cohen to give him a status report on the old hotel that has been partially torn down. Mr. Cohen will look into it.

Mrs. Ielase distributed copies of the minutes from the Recreation and Library Board meetings. She announced the Easter Egg Hunt is April 16th, Clean-Up Day is May 7th, and the first fish day is May 21st. She advised the Library Board requested a time to speak to Council before the Citizen's portion of Monday night's meeting.

Mrs. Cmar asked for her usual contribution to Clean Up Day from Gateway Engineers.

Mr. Weber welcomed Mr. Lovell, as the new Public Works Director, and asked for support for Mrs. Kaufmann's appointment to the Environmental Quality Board.

Mr. Albrecht announced the Marcellus Shale Task Force will hold it's second meeting next Wednesday. There are seven working groups within the Task Force. The legal group has already met twice outside of the regular meeting. The public safety group will be involved in creating the community emergency response plan. The land use group will be involved with the school district and incorporating their plans for the location for a new high school. The environmental group will designate areas of environmental assistance.

Mrs. Reynolds welcomed Mr. Lovell to the Borough.

Mr. King welcomed Mr. Lovell also.

Mr. King adjourned the meeting at 8:59 p.m. with an executive session to follow concerning legal and labor matters on motion by Mr. Khalil, seconded by Mr. Weber and carried unanimously.

Douglas C. Arndt
Borough Manager/Secretary