



BOROUGH OF WHITEHALL
Notice of Meeting
September 6, 2017
8:00 PM

The Council of the Borough of Whitehall will meet Wednesday, September 6, 2017, at 8:00 PM, at the Borough Building, 100 Borough Park Drive, Pittsburgh, Pennsylvania, for a regular meeting.

AGENDA FOR REGULAR MEETING
September 6, 2017

- I. Announcement - Residents to Sign In to Speak during Citizens' Requests; Speakers Allotted Three Minutes to Present their Initial Comments; All Meetings will be Recorded Auditorily and Visually
- II. Call to Order
- III. Pledge of Allegiance
- IV. Roll Call
- V. Consideration of Bills and Payroll - Veith
- VI. Consideration of the Minutes of August 16, 2017
- VII. Citizens' Requests
- VIII. Reports of the Following Officers:
 - A. Mayor - Nowalk
 - B. Solicitor - Firman
 - C. Engineer - Omer
 - D. Manager - Leventry
- IX. Reports of the Following Committees:
 - A. Public Safety - McKown, Veith, Book
 - B. Recreation - Wotus, Nagy, Lahr
 - C. Administrative Services - Veith, McKown, Nagy
 - D. Library - Lahr, Wotus, McKown
 - E. Planning & Zoning - Book, Veith, Lahr
 - F. Public Works - Nagy, Book, Wotus
- X. Delegate Reports:
 - A. Allegheny County Boroughs Association - Book, DePuy
 - B. Chamber of Commerce - Veith
 - C. Economic Development South - Nagy
 - D. Medical Rescue Team South Authority - McKown, Lahr
 - E. South Hills Area Council of Governments - Veith, Lahr
 - F. 3 Rivers Wet Weather - Book
- XI. New Business
- XII. Adjournment

BOROUGH OF WHITEHALL

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BOROUGH OF WHITEHALL

Regular Meeting September 6, 2017

SWEARING IN CEREMONY

Mayor Nowalk administered the oath of office to John A. Wotus for to fill the vacancy on Council.

The Council of the Borough of Whitehall met at the Borough Building, 100 Borough Park Drive, Pittsburgh, Pennsylvania, Wednesday, September 6, 2017, at 8:00 PM, for a regular meeting. President DePuy called the meeting to order, followed by the Pledge of Allegiance.

President DePuy announced that all meetings will be recorded auditorily and visually.

ROLL CALL:

Present: Linda J. Book
Kathleen N. DePuy
Philip J. Lahr
Robert J. McKown
Glenn P. Nagy
William J. Veith
John A. Wotus
James F. Nowalk, Mayor
Irving S. Firman, Solicitor
Scott Rusmisl, P.E. – Gateway Engineers

Absent: Ruthann Omer, Engineer

STAFF: James E. Leventry, Manager
Keith P. Henderson, Chief of Police
Courtney M. Wertz, Administrative Assistant

CONSIDERATION OF BILLS & PAYROLL

Mrs. DePuy inquired about the two bills labeled "Retainer/Professional Services" under Administrative Services. Mr. Leventry stated that the \$500 bill is the actual retainer and the other bill is for professional services. Mrs. DePuy also inquired about the grass cutting bill for Zalar's LLC. Mr. Leventry stated that the bill was for multiple cuts for properties in violation of Borough Code.

Mr. Wotus inquired about the bill for SHIM under Recreation. He stated that it seemed high. Mr. Leventry stated that the bill was for 2016 and 2017 summer recreation aids. SHIM forgot to bill the Borough in 2016.

- M-1 Mr. Veith moved, seconded by Ms. Book, that the bills contained on the bill list presented to Council on September 6, 2017 for \$195,569.14 from the General Fund, \$33,386.17 from the Storm Sewer Fund and \$99,406.81 from the Sanitary Sewer Fund be approved. The motion carried unanimously.
- M-2 Mr. Veith moved, seconded by Mr. Lahr that checks and transfers for \$15,778.64 from the General Fund and \$112,233.51 from the Payroll Fund be ratified. The motion carried unanimously.
- M-3 Mr. Veith moved, seconded by Ms. Book, that General Fund payroll for the period ending August 18, 2017 for \$173,975.57, as presented to Council on September 6, 2017, be ratified. The motion carried unanimously.
- M-4 Mr. Veith moved, seconded by Ms. Book, that General Fund payroll for the period ending September 1, 2017 for \$156,593.99, as presented to Council on September 6, 2017, be ratified. The motion carried unanimously.

CONSIDERATION OF MINUTES

- M-5 Mr. Lahr moved, seconded by Mr. McKown to approve the Minutes of the August 16, 2017 meeting as presented. The motion carried unanimously.

CITIZENS' REQUESTS:

Joe Kenny, 1027 Prospect Road, appeared before Council to discuss his neighbor's open fire pit. He stated the neighbor at 313 Bauman is improperly burning leaves and burning at unreasonable hours. He approached the resident about it last year and it did not go well. Chief Henderson stated that the Police Department cannot do anything if the resident is properly using the fire pit for recreational purposes per the ordinance but there is a "reasonableness" that does apply. Mr. Nagy stated the ordinance does cover what residents are allowed to burn. Mr. Veith stated that Mr. Kenny should call the Police so there is a record of the complaints.

Walt Popovski, 600 Weyman Road, appeared before Council stating that the upcoming Doverdell Drive Project will block his business during construction. He stated that he is the only business affected by the construction and that customers will have no access to his property. Mr. Popovski requested that Council approach Caste Village about reducing his rent during construction as he is not on good terms with the Caste Corporation. Mr. Lahr stated that parking will still be available on the upper level of Caste Village and patrons will be able to walk down to his business. Mr. Lahr stated that Mr. Popovski's issues are with Caste Village and not the Borough. Mr. Nagy stated that the Royal Lounge is one of the properties that gets flooded and this project is trying to fix that. Mr. Popovski claims to have an engineering background and that

the project is designed poorly and will not work. He claims the water that Caste Village receives during storm events comes from the townhouses behind Caste Village, not from Doverdell Drive. The new pipes on Doverdell Drive will not help Caste Village's drainage problem. Mr. Popovski claims that Gateway Engineers is not telling the truth about the problem and the Borough will end up spending more money in the future as this project will not help. Mr. Popovski also claimed that the land the storage tank is set to be built on was bought with federal money and designated for a park that the Borough illegally turned over to a developer. Council stated that is incorrect. The park Mr. Popovski is referring to is Steeplechase Park, which is not affected by the Doverdell Drive Project and is an undeveloped park site. The retention tank will be built, with permission, on land owned by Baldwin Manor Park Association. Mr. Popovski claims the new generation of the Caste family is the problem as he can't work with them to reduce his rent during construction of the Doverdell Drive Project. Mayor Nowalk offer to call Caste Corporation to inquire about adding signage directing patrons from the upper parking lot to the Royal Lounge during construction. Mr. Popovski also complained about the road closing between 9AM and 3PM during construction. Mr. Rusmiser stated the 9AM-3PM closure only applies to the Baptist Road intersection during the time there is active construction in the intersection.

Judy Clover, 4594 Doverdell Drive, appeared before Council to inquire about restoration work being done on the upper end of Doverdell Drive. Mr. Leventry stated that work is being done by Peter J. Caruso & Sons on behalf of PAWC. That work will not affect the Doverdell Drive Project.

MAYOR:

Mayor Nowalk prepared a Resolution honoring the Franciscan Child Day Care Center at the former Sisters of Saint Francis site. Sandy Marlow, the Director, and Sister Janet Gardener, President of the Board, were present.

- M-6 Mr. Lahr moved, seconded by Ms. Book to read the Resolution. The motion carried unanimously.
- M-7 After the reading of the Resolution, Mr. McKown moved for adoption. Ms. Book seconded the motion. On a roll call vote Ms. Book, Mrs. DePuy, Mr. Lahr, Mr. McKown, Mr. Nagy, Mr. Veith and Mr. Wotus voted yes. The Resolution No. is 948.

Mayor Nowalk presented his report for August 2017:

EMS Assists.....	140
Court/Hearings/Pretrial	81
Accidents	25
Criminal Arrests (2 DUI).	16
Traffic Stops	126
Traffic Details	55
Written Traffic Citations.	84
Written Warnings Traffic Violations.	70

Total amount of money collected and turned over to the Borough during August 2017, amounted to \$3,840.12 breakdown is as follows:

MVC from District Magistrate	\$1,238.35
Crimes Code and Code violations from District Magistrate	\$1,082.51
Parking Fines	\$1,050.00
Copies	\$345.00
Miscellaneous – Solicitor Permits	\$0.00
Fines from Clerk of Courts.....	\$124.26

Mayor Nowalk reported on the following items:

- Mayor Nowalk stated that he presented Benedict P. Serratore with his proclamation honoring him on his 100th Birthday.
- Mayor Nowalk stated that he wrote a letter of support on behalf of Whitehall Elected Officials for the Bhutanese community and their efforts to apply for a grant through the Jewish Federation of Greater Pittsburgh/Vibrant Pittsburgh to work more closely with municipalities where their community members reside to educate and inform their members about their new communities.

M-8 Mr. McKown moved, seconded by Ms. Book to concur with the Mayor’s letter of support. The motion carried unanimously.

- Mayor Nowalk stated that he received a letter from a resident on Echo Glen thanking Sergeant Allebrand, Officer Mayburn and Officer Newbould for their help.

- Mayor Nowalk stated that the Chief reports that as of August 23 one officer has been off with a back injury. The officer has surgery scheduled for September 8th and will remain off at least until the end of October.
- Mayor Nowalk stated that the Chief reports that on or about August 30 Whitehall Police received a call for assistance and K9 in the apprehension of a suspect who had fled from the Monongahela Police into South Park Township where the actor abandoned his vehicle and fled into a wooded area. This assist request was followed shortly thereafter by an update stating there was a report of shots fired in the vicinity. Officers Hinkle and Bowman responded with K9 Keela. Officer Hinkle and Keela led a track into the wooded area and were able to locate the suspect hiding in the woods. Keela assisted in the apprehension and no officers were injured.
- Mayor Nowalk stated that in August, Deputy Chief Gagorik and Officer Lacko attended a training session on the Allegheny County District Attorney's Office Traffic Camera Project. As of September 1st, all department officers have received training on the new system. The traffic cameras were recently used in two investigations: (1) identify a vehicle that fled from a traffic accident on Route 51 at Streets Run Road and (2) identify the actor and vehicle in a road rage incident that traversed three communities along the Route 51 corridor.

SOLICITOR:

Mr. Firman stated that has a prepared Ordinance authorizing the borrowing for the Doverdell Drive Storm & Sanitary Sewer Project. He asked to read the Ordinance in summary form.

M-9 Mr. McKown moved, seconded by Mr. Lahr to read the Ordinance in summary form. The motion carried unanimously.

The Ordinance will be on public display for the next two weeks and will be advertised in a daily newspaper as required.

ENGINEER:

Mr. Rusmisl reported on the following items; members of Council received written copies of the Engineer's report:

- Doverdell Drive Watershed Project – A preconstruction meeting was held today. Construction is set to begin the week of September 18th. Residents at 4572, 4576, 4578, 4584, and 4808 Doverdell were notified to remove decks from the sewer easements. The Borough will not require residents to obtain a permit for deck removal. Gateway asked for clarification on whether or not residents will need a permit to rebuild their decks once the project is complete. Mrs. DePuy placed the matter in the Planning & Zoning Committee for consideration.
- Rolling Hills/Norwin/McKee Storm Sewer Project – Fairfield Landscaping completed the Norwin swale restoration work last week. Gateway Engineers is working with the residents on any final claims. Dom Folino Construction completed the McKee swale restoration work in early August. Mr. Rusmisl stated that the area on Norwin affected by weed killer was restored.
- 2017 Road Program – A. Folino Construction has completed all of the milling and paving for the contract. There are some punch list items that still need to be addressed.

M-10 Mr. Lahr moved, seconded by Ms. Book to approve Payment Application No. 2 in the amount of \$404,036.32 to A. Folino Construction. The motion carried unanimously.

MANAGER:

Mr. Leventry reported on the following items according to the written report given to Council:

- Pension MMO's – The Borough's actuary has prepared the Minimum Municipal Obligation for both pension plans, with these figures having to be adopted by Council this month. The MMO for the police plan is \$607,121, about \$5,000 less than in 2016. The MMO for the non-uniform plan is \$253,363, which is \$8,000 lower than 2016.

M-11 Mr. McKown moved, seconded by Mr. Lahr to approve the Borough's MMO's for 2017. The motion carried unanimously.

- New Hire – Mr. Leventry stated that an offer was made to, and accepted by, Marc Zeoli to become the Borough's new Code Enforcement Officer. Mr. Zeoli will be relocating to this area from Massachusetts and is expected to begin his duties by the end of October.

- PHA Capital Additions – The Pleasant Hills Authority wishes to make capital improvements to their facilities. A Resolution is needed by member municipalities in order to do so. Council has been briefed on the issue previously and reviewed the borrowing documents.

M-12 Mr. McKown moved, seconded by Mr. Lahr to read the Resolution. The motion carried.

M-13 After the reading of the Resolution, Mr. McKown moved for adoption. Mr. Wotus seconded the motion. On a roll call vote Ms. Book, Mrs. DePuy, Mr. Lahr, Mr. McKown, Mr. Nagy, Mr. Veith and Mr. Wotus voted yes. The Resolution No. is 949.

Mr. McKown asked Mr. Leventry to add the Emergency Responder Tax Reduction Issue to the open item list. Mr. Leventry stated that he has not received the necessary information from the Fire Company yet.

Mrs. DePuy stated that she is unable to attend the next TCC meeting in September. Mr. Leventry will attend as the alternate. The issue of EIT Tax Reduction for First Responders will be discussed at the meeting.

PUBLIC SAFETY

Mr. McKown stated that he would like to make a motion authorizing the Borough Manager to contact the Chairman of the Civil Service Commission and request that they conduct testing to establish a certified eligibility list for the position of Patrolman.

Mr. Leventry stated that Council cannot move forward with new testing until the new Civil Service Rules have been adopted. If the Borough proceeds with a test, it will be under the old rules.

Chief Henderson will discuss the timing of the test with the Civil Service Commission.

RECREATION:

Mr. Wotus stated that the next Recreation Board meeting is on Monday. He spoke with Kelly Joyce and she stated the board has a full Fall schedule.

ADMINISTRATIVE SERVICES:

Mr. Veith stated that he found a plaque to display the winners of the Citizen of the Year Award. A 14 x 20 wall mounted plaque with 48 individual plates for engraving will cost \$300. 30 names will initially be engraved and new names will be engraved for \$10.

M-14 Mr. Wotus moved, seconded by Mr. McKown to purchase the plaque. The motion carried unanimously.

LIBRARY:

Mr. Lahr stated that a new art display by Ben Thomas has started.

PLANNING & ZONING:

Ms. Book stated the Planning & Zoning Committee held a meeting to continue work on the omnibus ordinance.

Ms. Book read a thank you letter from a resident on Norwin for Scott Rusmiser.

PUBLIC WORKS:

No report.

DELEGATE REPORTS

ACBA -- Ms. Book stated that tomorrow there is a special conference for PSAB where they will investigate ideas for future presentations at conferences. Suggestions are welcome. Mr. McKown suggested funding options for EMS.

CHAMBER OF COMMERCE -- Mr. Veith stated that there is a luncheon at the South Hills Country Club tomorrow at Noon. Teachers from Brentwood and Baldwin-Whitehall will be introduced. The Corridor Communities golf outing is September 18th at 12:30 PM. Mr. McKown stated that they have 88 golfers and 90 dinner attendees registered currently.

EDS -- No report.

MRTSA- Mr. McKown provided an update on MRTSA's funding situation. He stated that it is necessary to find stable funding mechanisms for EMS.

SHACOG- Mr. Veith stated that Act 172 was discussed at the last meeting and members discussed how to consider EMS that qualify for the tax reduction but do not own property.

North Hills COG is also looking into the matter. A recent Civil Service Test was offered by 8 municipalities and over half of the eligible candidates were Police Officers from the City of Pittsburgh. Mr. Veith stated the 2018 Garbage Contract is being discussed. Harsher language and penalties will be added to the new contract to address missed pickups. Whitehall Borough will be hosting the September meeting.

3RWW- No report.

NEW BUSINESS:

Ms. Book stated that Representative Kortz will be in attendance at the "For the People, By the People" video and Q&A with elected officials on September 19th at 6PM in the Community Room. Allegheny County Executive Rich Fitzgerald has also been invited.

Mr. Lahr stated that the Whitehall Fire Company responded to 42 calls last month and 38 the month before. They are very busy.

Mayor Nowalk stated the he received a letter from Matthew Blisten at GBU Financial about their 11th Annual "Operation Reachout" which will be held on November 4th. At the event volunteers assemble care packages for our troops. Members of the public are invited.

Mr. Leventry stated that he received letter from the City of Pittsburgh regarding Provost-Fairhaven Road but the information in the letter was incorrect

ADJORNMENT:

M-15 Mr. McKown moved, seconded by Ms. Book to adjourn the meeting. The motion carried unanimously.

The meeting adjourned at 9:21 PM.

READ AND APPROVED THIS DAY OF SEPTEMBER 20, 2017:

Manager



