



BOROUGH OF WHITEHALL
Notice of Meeting
April 4, 2018
8:00 PM

The Council of the Borough of Whitehall will meet Wednesday, April 4, 2018, at 8:00 PM, at the Borough Building, 100 Borough Park Drive, Pittsburgh, Pennsylvania, for a regular meeting.

AGENDA FOR REGULAR MEETING
April 4, 2018

- I. Call to Order
- II. Pledge of Allegiance
- III. 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
- IV. Roll Call
- V. Consideration of Bills and Payroll – DePuy
- VI. Consideration of the Minutes of March 21, 2017
- VII. Citizens' Requests
- VIII. Reports of the Following Officers:
 - A. Mayor - Nowalk
 - B. Solicitor - Firman
 - C. Engineer – Rusmisel
 - D. Manager – Leventry
- IX. Reports of the Following Committees:
 - A. Public Works – Nagy, DePuy, Wotus
 - B. Public Safety – McKown, Veith, Nagy
 - C. Recreation – Wotus, Nagy, Veith
 - D. Administrative Services – DePuy, McKown, Lahr
 - E. Library – Veith, Lahr, McKown
 - F. Planning & Zoning – Lahr, DePuy, Wotus
- X. Delegate Reports:
 - A. Allegheny County Boroughs Association – Book, DePuy
 - B. Chamber of Commerce – Wotus
 - C. Economic Development South -Nagy
 - D. Medical Rescue Team South Authority – McKown, Lahr
 - E. South Hills Area Council of Governments – Veith, Lahr
- XI. New Business
- XII. Adjournment

BOROUGH OF WHITEHALL

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BOROUGH OF WHITEHALL

Regular Meeting April 4, 2018

The Council of the Borough of Whitehall met at the Borough Building, 100 Borough Park Drive, Pittsburgh, Pennsylvania, Wednesday, April 4, 2018, at 8:00 PM, for a regular meeting. President Book called the meeting to order, followed by the Pledge of Allegiance.

President Book 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
James F. Nowalk, Mayor (Arrived at 8:10 PM)
Irving S. Firman, Solicitor
Bryan W. Flaugh, P.E. – Gateway Engineers

Absent: John A. Wotus
Scott Rusmiser, Engineer

STAFF: James E. Leventry, Manager
Keith P. Henderson, Chief of Police
Courtney M. Wertz, Assistant Manager
Scott Dellett, AICP, Director of Planning, Zoning & Code Enforcement

CONSIDERATION OF BILLS & PAYROLL

- M-1 Mrs. DePuy moved, seconded by Mr. Lahr, that the bills contained on the bill list presented to Council on April 4, 2018 for \$70,934.38 from the General Fund be approved. The motion carried unanimously.
- M-2 Mrs. DePuy moved, seconded by Mr. McKown, that the bills contained on the bill list presented to Council on April 4, 2018 for \$11,124.33 from the Storm Sewer Fund, \$116,617.65 from the Sanitary Sewer Fund, \$287,209.99 from the Doverdell Drive Storm Sewer Fund and \$12,099.13 from the Capital Projects Fund be approved. The motion carried unanimously.
- M-3 Mrs. DePuy moved, seconded by Mr. McKown that checks and transfers for \$12,384.58 from the General Fund and \$93,720.02 from the Payroll Fund be ratified. The motion carried unanimously.

M-4 Mrs. DePuy moved, seconded by Mr. McKown, that General Fund payroll for the period ending March 30, 2018 for \$226,313.75, as presented to Council on April 4, 2018, be ratified. The motion carried unanimously.

CONSIDERATION OF MINUTES

M-5 Mr. Lahr moved, seconded by Mr. McKown to approve the Minutes of the March 21, 2018 meeting as presented. The motion carried unanimously.

CITIZENS' REQUESTS:

District Judge David J. Barton appeared before Council to present the District Court's Annual Report for 2017. Written copies were given to Council.

Rosemary Grogan, 4431 E. Lawnview Avenue, appeared before Council to inquire about getting cabinet space in the Community Room kitchen for her group to use. Ms. Wertz will look into the matter and follow up with Ms. Grogan.

Paula Kelly, Library Director, appeared before Council to announce the "Whitehall Reads Wonder" campaign. The campaign launches next week and will promote kindness and civility. Mayor Nowalk prepared a proclamation for the campaign, designating April 8-14th as "Whitehall's National Library Week of Wonder."

M-6 Mr. McKown moved, seconded by Mrs. DePuy to read the proclamation. The motion carried unanimously.

M-7 After the reading of the proclamation, Mr. McKown moved to concur with the proclamation. Mr. Lahr seconded the motion. The motion carried unanimously.

Clem Blazewick, 4919 Roberta Drive, appeared before Council regarding a letter he received from Peoples Gas. Peoples Gas is planning on digging up his street and repairing lines. Roberta Drive was paved in September by the Borough. Mr. Blazewick wanted to inquire about coordinating projects with utility companies. Mr. Flaugh stated that a program was developed to coordinate projects and paving between municipalities and utility companies. The utility companies did not participate. Whitehall Borough Ordinance requires utility companies to pave the entire street, curb to curb, if they dig up a street that has been paved within the past 5 years. Roberta Drive fits that criteria.

MAYOR:

Mayor Nowalk presented his report for March 2018:

EMS Assists.....	173
Court/Hearings/Pretrial	119
Accidents	14
Criminal Arrests (1 DUI).	17
Traffic Stops	129
Traffic Details	50
Written Traffic Citations.	105
Written Warnings Traffic Violations.	81

Total amount of money collected and turned over to the Borough during March 2018, amounted to \$4,581.23 the breakdown is as follows:

MVC from District Magistrate	\$1,811.91
Crimes Code and Code violations	
from District Magistrate	\$1,155.00
Parking Fines	\$790.00
Copies	\$150.00
Miscellaneous –Solicitor Permit Fees	\$200.00
Fines from Clerk of Courts.....	\$474.32

Mayor Nowalk reported on the following items:

- Mayor Nowalk stated that the Chief reports that 3 officers attended SIMTAC Training last week. This is an interactive simulated shooting course designed to sharpen the officers’ awareness and skills when dealing with armed suspects. This training was presented through the SHACOG Chiefs of Police Committee.
- Mayor Nowalk stated that the Chief reports that the number one candidate on the Police Civil Service Eligibility list has withdrawn his name from consideration. The Civil Service Commission has been notified and will provide the next candidate on the current list.
- Mayor Nowalk stated that he prepared a Resolution in honor of Thomas Allebrand’s retirement.

M-8 Mr. McKown moved, seconded by Mr. Lahr to read the Resolution. The motion carried unanimously.

M-9 After the reading of the Resolution, Mr. McKown moved for adoption. Mr. Lahr seconded the motion. On a roll call vote Ms. Book, Mrs. DePuy, Mr. Lahr, Mr. McKown, Mr. Nagy and Mr. Veith voted yes. The motion carried unanimously. The Resolution No. is 970.

- Mayor Nowalk stated that he prepared a Resolution in honor of Mike Farrell's retirement.

M-10 Mr. McKown moved, seconded by Mr. Lahr to read the Resolution. The motion carried unanimously.

M-11 After the reading of the Resolution, Mr. McKown moved for adoption. Mr. Lahr seconded the motion. On a roll call vote Ms. Book, Mrs. DePuy, Mr. Lahr, Mr. McKown, Mr. Nagy and Mr. Veith voted yes. The motion carried unanimously. The Resolution No. is 971.

- Mayor Nowalk stated that he spoke at the RADAR hearing in Harrisburg today.

SOLICITOR:

Mr. Firman stated that he prepared an Ordinance regarding amendments to the Zoning Ordinance, specifically regulating light emitting LED signs.

M-12 Mr. Lahr moved, seconded by Mr. McKown to authorize the Borough Manager to put the Ordinance on public display. The motion carried unanimously.

Mr. Firman requested that the proposed Ordinance be referred to Whitehall Borough Planning Commission and Allegheny County Department of Economic Development for recommendations and to advertise a public hearing for June 6, 2018.

M-13 Mr. Lahr moved, seconded by Mr. McKown to refer the proposed Ordinance to Whitehall Borough Planning Commission and Allegheny County Department of Economic Development for recommendations and to advertise a public hearing for June 6, 2018. The motion carried unanimously.

Mr. Firman requested an executive session after the meeting for items of litigation.

ENGINEER:

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

- Doverdell Drive Watershed Project – Merante's crews continued storm and sanitary construction as weather permitted. The sanitary crew continued making sanitary repairs and manhole conversions in the rear yards. Storm inlets are being added as manhole conversions are being completed. Storm sewer construction continued along Doverdell and is approaching Sherwood Drive. Doverdell will be closed to through traffic while construction occurs.
- Operations & Maintenance Plan –Roto Rooter is currently completing the work for the 2017 Whitehall Sanitary Sewer Excavation Repair Contract.

M-14 Mr. Lahr moved, seconded by Mr. Veith to approve Payment Application No. 6 in the amount of \$46,474.24 to Roto Rooter Service Company. The motion carried unanimously.

- Operations & Maintenance Plan - Gateway is currently in the process of preparing the 2018 O&M repair and lining contracts. Bids will be opened on May 10th and awarded at the May 16th Council Meeting.
- Route 51 Sanitary Sewer Repair – Independent Enterprises has completed all of the pipe installation and the parking lots have been paved. There is a punch list of items that are still outstanding. Gateway is currently working on the change order for additional work as well as the final pay application with the contractor. The final pay application will be presented at the next Council Meeting.
- 2017 Road Program – A. Folino Construction has completed all of the milling and paving for the contract. The punch list items have been addressed.

M-15 Mr. Lahr moved, seconded by Mr. Veith to approve Payment Application No. 3 and Final in the amount of \$47,348.09 to A. Folino Construction. The motion carried unanimously.

- 2018 Road Program – The preliminary street list has been completed. Gateway is in the process of preparing the final quantities and bid documents. Bids will be opened May 10th and awarded at the May 16th Council Meeting.

- Frank Street Park –The pavilion at the park was staked out by Gateway. Mrs. DePuy stated that she visited the park and had no negative comments about the placement of the pavilion. Mrs. DePuy suggested that the playground equipment at the park is in good condition and should not be removed during this phase of construction. The bocce courts can be installed in the next phase. Council was receptive to the idea and concurred. Mr. Nagy wanted to clarify that the equipment currently at the park would not meet current playground safety standards but they are not illegal.

Ms. Book stated that she has received numerous compliments about A. Merante and the work they have been doing on Doverdell Drive. She asked Mr. Flaugh to pass that message along.

MANAGER:

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

- Public Works Trucks – Eric Harris and Mr. Leventry have begun the process of replacing 2 of the department’s pick-up trucks through the CoStars procurement process. The trucks are to come equipped with new plows as well. Delivery is expected to take place sometime in August.
- Electronic Waste Collection – The Borough has contracted with ECSR to perform collection of electronic waste and household hazardous waste on July 14th. It will be the same as last year’s program where residents will pay a per pound charge for items collected.
- Credit Card Program – Mr. Leventry and Mr. Yevins met with representatives of WesBanco to discuss their credit card program, as it is undergoing some changes. One of the ideas proposed by the bank was to have the Borough consider increasing the credit limit to as much as \$250,000 with the idea of paying large vendors by credit card as a way to maximize the cash back option that they provide. The bank stated that one of their municipal customers last year earned a year-end cash back credit of \$25,000. The only way for this to work would be to see if some of the Borough’s larger vendors would accept credit card payments. Please note that the bank does provide \$100,000 employee misuse liability for terminated employees. The Borough also has fraud protection as part of the general liability policy and both Mr. Leventry and Mr. Yevins are bonded for \$100,000. Council concurred that Mr. Leventry should explore this option.

- BWAA Sign Request – BWAA has requested Council install “No Smoking” signs at Prospect Park. The issue was given to the Administration Committee for review.
- Easement Request – Columbia Gas wants to install a new line in the Provost/Weyman area while PennDOT has the area dug up for a bridge replacement. They need an easement on a small piece of property that the Borough owns down there. Columbia Gas has agreed to pay the Borough’s legal review fees plus \$1,000 for the easement.

M-16 Mr. McKown moved, seconded by Mr. Lahr to grant the easement. The motion carried unanimously.

Mrs. DePuy stated that there is a bill in the PA House that would move TCC payments to the State level. Whitehall Borough is happy with the current collection system. Mr. Leventry will write a letter to the PSAB Policy and Resolution Committee asking them to fight the bill.

Ms. Book stated that PSAB and Allegheny County Borough Associations wrote letters to Representative Kortz and Senator Reschenthaler opposing House Resolution 291 in its efforts to eliminate the local earned income tax districts.

PUBLIC WORKS:

Mr. Leventry stated that Donnie Madeja started at Public Works on Monday.

PUBLIC SAFETY:

Mr. McKown stated that the Chief reports that on Friday, March 30 Sergeant Tom Allebrand and Officer Mike Farrell retired. The Chief asks for a motion to promote Officer Korey Hinkle to Sergeant effective Monday, April 9th. Korey is ranked first on the Whitehall Police Sergeant’s eligibility list and would replace Sergeant Allebrand.

M-17 Mr. McKown moved, seconded by Mr. Veith to promote Officer Korey Hinkle to Sergeant effective Monday, April 9th.

Mr. McKown stated that the Chief reports that the first new Police SUV was delivered last week. It is currently at Valero’s Service Center for radio and siren upfitting and striping.

Mr. McKown stated that the Chief requests a motion to hire a third officer from the current Civil Service eligibility list. This is in response to the impending retirement of Officer Chuck Boehm and uncertainty of the return of the officer who has been on disability for the past year.

M-18 Mr. McKown moved, seconded by Mr. Lahr to hire a third officer from the current Civil Service eligibility list. The motion carried unanimously.

RECREATION

No report.

ADMINISTRATIVE SERVICES:

No report.

LIBRARY:

Mr. Veith stated that the Annual Friends of the Library campaign is ongoing. The Whitehall Fire Company also sent out their annual campaign.

Mr. Veith stated that he personally recommends the book "One Goal" about a small community in Maine. The influx of refugees into their community is very similar to what Whitehall Borough has experienced recently.

PLANNING & ZONING:

Mr. Dellett stated that staff requests Council to consider a motion to act upon the land development site plan application from the Eat N Park Hospitality Group, 5100 Clairton Blvd. The applicant requests combined preliminary and final land development site plan approval for construction of a roughly 237 square foot addition to the existing restaurant and a parking lot realignment. Whitehall Borough Planning Commission recommends conditional approval of the application. Mark Scanlon, representative of Eat N Park Hospitality Group was present at the meeting to answer any questions.

M-19 Mr. Lahr moved, seconded by Mr. McKown to approve the combined preliminary and final land development site plan for Eat N Park. The motion carried unanimously.

M-20 Mr. Lahr moved, seconded by Mr. McKown to withdraw the previous motion. The motion carried unanimously.

Mr. Dellett stated that staff recommends Council grant approval of the Eat N Park Hospitality Group land development site plan application subject to the following conditions:

1. Borough Engineer Review Letter – The applicant shall address all outstanding issues referenced in the Borough Engineer's review letters dated January 11, 2018, February 9,

2018, March 9, 2018 and March 29, 2018 in a manner acceptable to the Borough Engineer. Any additional issues raised by the Borough Engineer shall be resolved to the satisfaction of the Borough Engineer.

2. Borough Director of Planning, Zoning & Code Enforcement Review Memoranda – The applicant shall address all outstanding issues referenced in the Borough Directory of Planning, Zoning & Code Enforcement Officer’s memoranda dated February 9, 2018 and March 9, 2018 in a manner acceptable to the Borough Director of Planning, Zoning and Code Enforcement. Any additional issues raised by the Borough Director of Planning, Zoning and Code Enforcement shall be resolved to the satisfaction of the Borough Director of Planning, Zoning and Code Enforcement.
3. Development Agreement – The applicant shall execute a development agreement in a form acceptable to the Borough Solicitor, Borough Manager and Borough Engineer.
4. Financial Security – The applicant shall provide financial security for the development in an amount to be approved by the Borough Engineer and in a form to be approved by the Borough Solicitor in accordance with the Pennsylvania Municipalities Planning Code.
5. Review Fees – The applicant shall agree to pay all professional fees of the Borough in connection with this application and approval.

Mr. Dellett stated that the Planning Commission made a recommendation regarding the guardrail at Eat N Park. The applicant has agreed to replace the existing guardrail.

M-21 Mr. Lahr moved, seconded by Mr. McKown to approve the Eat N Park Hospitality land development site plan application subject to the aforementioned conditions. The motion carried unanimously.

DELEGATE REPORTS

ACBA – Ms. Book stated that the ALOM Spring Conference at Seven Springs is this weekend. At last month’s Board of Directors meeting, a Resolution was passed in response to the recent shootings that supports enhanced background checks, restriction of bump stocks, raising the age from 18 to 21 for legal purchase of assault style weapons. The Resolution was sent to the State.

CHAMBER OF COMMERCE – Mr. McKown stated that the next Chamber meeting is tomorrow at South Hills Country Club. Education grants will be presented. The Chamber has listed all upcoming activities on their website.

EDS – Mr. Nagy stated that PennDOT announced several million dollars in funding for implementation of smart signalization technology along Route 51. PennDOT will be covering the full cost of the project implementation. EDS is near completion of renovation of the former Kuhlman’s Bakery property on Brownsville Road. The Bakery Society of Pittsburgh will be the first bakery incubator in the region. EDS purchased a retail property in Clairton to house the

planned Produce Marketplace corner store. EDS is currently looking at available retail sites for the creation of a small business/entrepreneurship center – housing a variety of agencies focused on both workforce development and small business support.

MRTSA- Mr. McKown stated that John Moses and Todd Pritchard will be speaking at the ALOM conference on Friday afternoon. Mr. Moses will also be speaking at the PSAB conference this Fall. A Finance subcommittee was formed to work on the upcoming budget. There is a delay in the delivery of the refurbished trucks. They will be received at the end of the summer.

SHACOG- Mr. Veith stated that the Annual Dinner will be April 19th at Nevillewood. This is the last year for the current refuse/recycle contract. The new contract will bid in July and is expected to be a \$95-100 million bid.

NEW BUSINESS:

Mayor Nowalk stated that he received a letter from a resident on Sherwood Drive stating that Chief Henderson recently gave a presentation on the opioid epidemic. The resident was highly complimentary of Chief Henderson and his speech.

ADJORNMENT:

M-22 Mr. Lahr moved, seconded by Mrs. DePuy to adjourn the meeting. The motion carried unanimously.

The meeting adjourned at 9:30 PM.

READ AND APPROVED THIS DAY OF APRIL 18, 2018:

Manager

