

## **August 4, 2008 Council Meeting Minutes**

The August 4<sup>th</sup> meeting of the Penn Hills Council was called to order at 7:33 p.m. in Council Chambers of the Municipal Building, Deputy Mayor Sara Jayne Kuhn presiding.

### **Approval of Agenda Items**

The Deputy Mayor announced that Ordinance No. 2502 was revised to authorize payment to McVay Plumbing only, Resolution No. 2008-047 has a revised cost estimate from \$334,200 up to \$432,168, Resolution No. 2008-049 was added to meet grant deadlines and Item No. 10. .a. Appointments were being deleted from the agenda. Mrs. Kuhn noted that Council will hold an Executive Session following the adjournment of this meeting to discuss Personnel. There were no other changes and the agenda was approved as amended.

### **Pledge of Allegiance**

Council and the audience stood for the Pledge of Allegiance.

### **Roll Call**

Roll was called and the following members of Council responded:

**Present:** Mr. Palumbo  
Mr. Underwood  
Dr. Kincaid  
Mrs. Kuhn

**Absent:** Mayor DeLuca (Out of town – Business)

Also present were: Manager Van Horne, Solicitor Brimmeier, Gateway Engineer Minsterman, Controller Theresa Sciulli, Finance Director Schrecengost and Deputy Clerk Fitzhenry.

### **Presentation – Wal-Mart/Lowe’s Development – Street Issues**

Attorney Peter Kogan of the firm Pepper Hamilton was present to represent Wal-Mart, Attorney Mike Gavin was present to represent Lowes and Greg Schrock, Site Engineer, was present to represent L. Robert Kimball Associates. They discussed issues of concern with the proposed development and asked Council for consideration regarding the acceptance of roadways, etc.

**Citizen's to Address Council**

Mr. James McCoy of Westminster Drive spoke on behalf of the residents in his neighborhood regarding flooding and sewer problems on the odd numbered side of the street. He discussed damage at the Matthew's residence at 115 Westminster Drive and at 111 Westminster from water run-off. He believes the drain system that runs behind all of these properties is malfunctioning. He also discussed dumping of debris (tires, clippings, trash, etc) from homes on Suncrest Drive that spills over the hillside to the rear yards of homes on Westminster.

Deputy Mayor Kuhn asked Mr. McCoy to provide contact information to Manager Van Horne.

Manager Van Horne stated that he would ask both Water Pollution Control and Public Works to do a site inspection to determine the cause of the water problem. He believes the sanitary sewer runs in the front of the homes, so he feels the water problem may be storm water related. He will also have Code Enforcement posted no dumping signs and cite property owners who are dumping.

Mr. Richard Bremer spoke on behalf of the residents in the 100-200 block of Idlewood Road, many of whom were in attendance at the meeting. His concerns relate to a long-term issue with juveniles that roam the streets unsupervised from 6:00 p.m. to 10:00 p.m. or later. These juveniles litter, publicly urinate, use profane language and gestures, stand and block the roads and will not let cars pass, run through yards damaging property, used pellet guns, etc. He stated that these youths have a total disregard for the adults in the neighborhood. When the police are called the youth scatter. Mr. Bremer stated they have been hanging out in the yard of a vacant home and have attempted to break in. The residents are looking for some help to resolve these problems. He did suggest changing the hours of our curfew regulations, have the police round these kids up and bring them to the station, cite them and hold them until parents can pick them up.

Ms. Karen Rose spoke on behalf of the residents of Idlewood Road. She thanked Council for permitting her to speak and explained that the neighborhood has always been a pleasant place to live and until recently people could really enjoy the use of their property, but the problems with the area youth make it impossible for people to keep their property neat and to enjoy their properties. She would appreciate any suggestions or interventions that could be recommended.

### **Approval of Minutes**

Mr. Palumbo made a motion to approve the June 10, 2008 Council Meeting Minutes as presented.

Dr. Kincaid seconded the motion and it was approved by a vote of 4 to 0.

### **EXPENDITURES**

#### **Approval of Warrants**

Dr. Kincaid made a motion to approve the Master Expenditure Summary dated August 4, 2008 including Journal Vouchers numbering 1 in the amount of \$33,374.78; C.D. Requisitions numbering 17 in the amount of \$30,563.40; Master Check Nos. 8215 to 8471 in the amount of \$1,729,261.71; Wire Transfers No. 54 to 70 in the amount of \$256,447.78 for a total Master in the amount of \$1,985,709.49, making a grand total of \$2,049,647.67.

Mr. Underwood seconded the motion.

Roll was called and the warrants were approved by a vote of 4 to 0 with the exception of Check Nos. 8300 and 8437 to Don Kuhn Auto Body which were approved by a vote of 3 to 0 to 1, Mrs. Kuhn being the abstention.

### **Ordinances**

Mr. Underwood made a motion to approve **Ordinance No. 2502** authorizing the payment to McVay Plumbing for non-conforming municipal purchasing guidelines.

Mr. Palumbo seconded the motion and it was approved by a vote of 4 to 0.

### **Resolutions**

Dr. Kincaid made a motion to approve **Resolution No. 2008-047** authorizing an application for a sidewalk construction project in the vicinity of Penn Hebron Elementary School along Duff Road and in the vicinity of Forbes Elementary School along Saltsburg Road in the Penn Hills School District through the Pennsylvania Federal Safe Routes to School Program.

Mr. Underwood seconded the motion and it was approved by a vote of 4 to 0.

Mr. Underwood made a motion to approve **Resolution No. 2008-048** awarding a contract to Hausler Roofing, Inc., for the Municipal building Roof Replacement 2008, in the amount of \$23,510.00.

Dr. Kincaid seconded the motion and it was approved by a vote of 4 to 0.

Dr. Kincaid made a motion to approve **Resolution No. 2008-049** authorizing the Municipality to enter into an Intergovernmental Cooperation Agreement with the Municipality of Monroeville, the Municipality of Murrysville, Wilkins Township and the Borough of Forest Hills to jointly apply for the Local Government Greenhouse Gas Pilot Grant Program.

Mr. Underwood seconded the motion and it was approved by a vote of 4 to 0.

### **Items for Consideration**

Appointments were deleted at the beginning of the agenda.

### **Introductions of Ordinances, Resolutions, etc.**

Council had no legislation to introduce at this time.

### **REPORTS – Mayor, Council, Manager, etc.**

Mrs. Kuhn reported on the Major League Baseball program being run in the parks for the third year now. She then discussed feed back on the strategic planning that Council received. She felt the responses where negative in their perception of the community. Mrs. Kuhn discussed the concerns of the residents in the strategic planning process. She discussed recent meetings with the fire departments and the various concerns they have. The firemen felt that Council was aware of the concerns, but Mrs. Kuhn stated that Council was not aware of the concerns they raised to her. As a result of the several meetings, she and Mayor DeLuca feel that small committees of council could meet periodically with the manager and directors to ensure the citizen's concerns are addressed.

Dr. Kincaid commended Public Works Director Rayan and his department on prompt response to pothole complaints. He also extended his appreciation to the Penn Hills Police Department, specifically, Officer Yurek for his fine work on recent thefts from his church.

**NOTE:** The Deputy Mayor announced that Council will hold a brief Executive Session after the adjournment to discuss Personnel Issues.

**Adjournment**

There being no further business, the Mayor asked for a motion to adjourn the meeting.

Dr. Kincaid made a motion to adjourn the meeting.

Mr. Underwood seconded the motion to adjourn and it was approved by a vote of 5 to 0.

The meeting adjourned at 8:52 p.m.

Respectfully submitted,

/s/ Diane Gionta Fitzhenry  
Deputy Municipal Clerk

These minutes approved by Mayor and Council on April 6, 2009.