

January 22, 2008 Council Meeting Minutes

The January 22nd meeting of the Penn Hills Council was called to order at 7:37 p.m. in Council Chambers of the Municipal Building, Mayor Anthony L. DeLuca presiding.

Approval of Agenda Items

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
Mayor DeLuca
Dr. Kincaid
Mrs. Kuhn

Also present were: Manager Van Horne, Solicitor Brimmeier, Engineer Minsterman, Finance Director Schrecengost, Planning Director Davidson and Deputy Clerk Fitzhenry.

Citizen's to Address Council

Ms. Marcella Wade requested to speak regarding delinquent sewer bill, etc., but failed to appear for the meeting.

EXPENDITURES

Approval of Warrants

Dr. Kincaid made a motion to approve the Master Expenditure Summary dated January 22, 2008 including Journal Vouchers numbering 1 in the amount of \$33,374.78; C. D. Requisitions numbering 6 in the amount of \$4,421.96; and Master Check Nos. 6382 to 6529 in the amount of \$1,583,254.97, making a grand total of \$1,620,871.71.

Mrs. Kuhn seconded the motion.

Mrs. Kuhn questioned Check No. 6445 to Centax for various commissions on collections.

Approval of Warrants (Continued)

After a brief discussion over the Centax Check, it was suggested that the Check be paid contingent upon answers and release by the Manager.

Roll was called and the motion was approved by a vote of 5 to 0.

Ordinances

Mrs. Kuhn made a motion to approve **Ordinance No. 2491** amending Ordinance No. 2455 of 2006 and prohibiting the abandonment or habitual and open storage of abandoned/nuisance motor vehicles or parts thereof in the open on public or private property and providing for exceptions; authorizing inspections of premises, notices of compliance; requiring the removal, repair, or alteration of the conditions constituting abandonment/nuisance or danger to the citizens; and prescribing penalties and remedies for violation.

Dr. Kincaid seconded the motion.

Mrs. Kuhn made a motion to amend Article III, Section A (2)(a) to read that any vehicle towed at the request of Code Enforcement or the Police Department under this Ordinance (No. 2491), will be paid by the Municipality under the terms of the municipal towing contract.

Dr. Kincaid seconded the motion and it was approved by a vote of 5 to 0.

Roll was called on the main motion as amended, and it was approved by a vote of 4 to 0 to 1, Mrs. Kuhn being the abstention.

Dr. Kincaid made a motion to approve **Ordinance No. 2492** amending Part Two, Title Ten, Chapter 288 of the Codified Ordinances by adding a new section 288.32 Management Leave Policy.

Mrs. Kuhn seconded the motion.

Roll was called and the motion was approved by a vote of 5 to 0.

Resolutions

Mrs. Kuhn made a motion to approve **Resolution No. 2008-001** authorizing destruction of certain municipal records in accordance with the Pennsylvania Municipal Records Manual.

Resolutions (Continued)

Dr. Kincaid seconded the motion and it was approved by a vote of 5 to 0.

Mr. Underwood made a motion to approve **Resolution No. 2008-002** personnel board amendments.

Mrs. Kuhn seconded the motion and it was approved by a vote of 5 to 0.

Dr. Kincaid made a motion to approve **Resolution No. 2008-003** approving an amended Community Development Application, Action Plan for 2008-2009, and the HOME Program.

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

Mrs. Kuhn made a motion to approve **Resolution No. 2008-004** approving a sewage module for plan revision and new land development for 1090 Indiana Road, Penn Hills, PA.

Dr. Kincaid seconded the motion and it was approved by a vote of 5 to 0.

Dr. Kincaid made a motion to approve **Resolution No. 2008-005** approving a sewage module for plan revision and new land development for 8177 Nadine Road, Penn Hills, PA.

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

Mrs. Kuhn made a motion to approve **Resolution No. 2008-006** amending the Five-Year Consolidated Plan and Community Development Budget Year 33.

?? Dr. Kincaid seconded the motion and it was approved by a vote of 5 to 0.

Dr. Kincaid made a motion to approve **Resolution No. 2008-007** approving a trail easement agreement between Penn Hills and Old School Partners for the development of a riverfront recreation trail.

Mrs. Kuhn seconded the motion and it was approved by a vote of 5 to 0.

Mrs. Kuhn made a motion to approve **Resolution No. 2008-008** authorizing the library to purchase books from assigned vendors in an amount

Resolutions (Continued)

not to exceed the budget amount approved in account number 0145600 2400 of the municipal budget.

Dr. Kincaid seconded the motion and it was approved by a vote of 5 to 0.

Dr. Kincaid made a motion to approve **Resolution No. 2008-009** authorizing Change Order No. 2 to G & W Roofing and Construction for the William McKinley Roof Replacement Project in the amount of \$3,990.00.

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

Mrs. Kuhn made a motion to approve **Resolution No. 2008-010** awarding a contract for janitorial service at the William E. Anderson Library of Penn Hills to Signature Building Services, Inc., at a cost of \$1,990.00 per month for a total of \$27,860.00 for fourteen (14) months.

Dr. Kincaid seconded the motion and it was approved by a vote of 5 to 0.

Dr. Kincaid made a motion to approve **Resolution No. 2008-011** exonerating the Penn Hills School District Tax Office from the collection of 2007 Real Estate Taxes.

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

Items for Consideration

Turtle Creek Valley COG – Appointment of Delegates

Mayor DeLuca nominated Dr. Kincaid as the voting delegate and Mr. Underwood as the alternate delegate to the Turtle Creek Valley Council of Government.

Dr. Kincaid seconded the motion and it was approved by a vote of 5 to 0.

Appointment – Dennis Gallo – Planning Commission

Mayor DeLuca nominated Mr. Dennis Gallo for appointment to the Penn Hills Planning Commission.

Items for Consideration (Continued)

Appointments (Continued)

Dr. Kincaid seconded the motion and it was approved by a vote of 5 to 0.

Appointment – Beth Curran – Library Board

Mayor DeLuca nominated Beth Curran for appointment to the Penn Hills Library Board.

Dr. Kincaid seconded the motion and it was approved by a vote of 5 to 0.

Final Settlement and Removal of Lien – Kerr United Presbyterian Church

Dr. Kincaid made a motion to authorize the Solicitor to settle outstanding municipal claims and remove same from property owned by the Kerr United Presbyterian Church.

Mrs. Kuhn seconded the motion and it was approved by a vote of 5 to 0.

Introductions of Ordinances, Resolutions, etc.

Council had no legislation to introduce at this time.

REPORTS – Mayor, Council, Manager, etc.

Council had no reports at this time.

DISCUSSION SESSION

- | | | |
|----|---|---------------|
| 1. | Status of Letter from Public re: consent decree | (S. Kuhn) |
| 2. | Property Donation – Old Coal Hollow Road | (H. Davidson) |
| 3. | Project Right Start – WPHCA | (H. Davidson) |
| 4. | New Business | (A. DeLuca) |

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.

Adjournment (Continued)

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

The meeting adjourned at 9:10 p.m.

Note: Council addressed the following issues in Closed Session after the adjournment of the meeting.

CLOSED SESSION

- | | | |
|----|---|-----------------------|
| 1. | Usage of Municipal Cell Phones | (S. Kuhn) |
| 2. | Usage of Mun. Vehicles after hours | (S. Kuhn) |
| 3. | Wilkins Boundary Infrastructure | (S. Kuhn) |
| 4. | Old Public Works Garage | (H. Davidson) |
| 5. | New Housing – Lincoln Park/Allegheny County | (H. Davidson) |
| 6. | Lease Agreement – Family Service Group | (H. Davidson) |
| 7. | Personnel – Police/Paramedics | (Kuhn/Van Horne) |
| 8. | Litigation | (Brimmeier/Van Horne) |

Respectfully submitted,

/s/ Diane Fitzhenry,
Deputy Clerk

SEAL

Note: Problem with recording equipment and tape.