

NOVEMBER 23, 2015 COUNCIL MEETING MINUTES

The November 23, 2015 Council Meeting was called to order at 7:30 P.M. in Council Chambers at the Municipal Building.

APPROVAL OF AGENDA ITEMS

Deputy Mayor Kuhn – Good evening we will call this meeting to order. The Mayor is not here tonight. He is out of town. The Agenda will stand as presented. After the Pledge of Allegiance if we could have a moment of silence for all of the sorrow that has been happening throughout the world with the terrorism and that we would keep those countries and the people that are in charge to make the right decisions and pray for those who have been injured and lost loved ones. It is very concerning because we as a nation know what it is like because of 911 so if we could keep all of those people in our prayers and have a moment of silence after the Pledge I appreciate it. Thank you. Will you please stand for the Pledge of Allegiance?

ROLL CALL

Dr. Kincaid
Mayor DeLuca - Absent
Mr. Underwood
Mr. Palumbo
Mrs. Kuhn

Also present were Manager Rayan, Secretary Sorce, Gateway Engineer Minsterman, Solicitor Alexander, Finance Director Schrecengost, Director WPCD O'Grady, Controller Futules, Planning Director Blackwell, DPW Sheppard and Senior Center Director Paciulli.

CITIZENS TO ADDRESS COUNCIL

Mrs. Kuhn – Edward Grant – is he in the audience?

Moe Rayan – actually Mrs. Kuhn Mr. Grant or Officer Grant he is the Director of Public Safety from Penn Boro he wanted to be present tonight to present Mayor & Council and the citizens of Penn Hills a plaque for their appreciation of their generous donation that we provided them with the old police vehicle that we had here and that took place in mid-summer I believe. I have the plaque here but he said he was going to show up but he must have got busy.

Mrs. Kuhn – alright thank you Moe and tell him that we were most pleased to be able to help him. Thank you.

Cleon D. Brady – 10215 Frankstown Road – Good Evening I am here just to request that I got a notice from Maiello Brungo and Maiello stating that I owed some earned income taxes to Penn Hills Municipality and it has an interest and fee on there that is more than what I owed and I just wanted to get that part taken off and I will pay what I do owe to the Municipality within 365 days.

Mrs. Kuhn – o.k. I do have your letter that you sent and it is showing that I believe it was 2005, 2006, 2007, 2008 and 2009 and that your earned income tax was not paid and they do have what the amount was and the penalty and the interest and the fees. I don't know if Mayor & Council is even permitted to make the decision because this isn't like real estate taxes this more or less is an income earned tax so what I will do is ask the Manager if he can research this with the Solicitor and you do have your phone number on here I see and Moe if you could get back to him I certainly would appreciate that.

Moe Rayan – I will.

Mrs. Kuhn – is that alright?

Cleon Brady – yes thank you.

Mrs. Kuhn – thank you.

Sean Daly Ferris – 406 Laurie Drive – I am here to address Council tonight concerning a business located at 1325 Frye Road. Originally that was vacant land and back in the 1990's it was opened up for a composting site. The composting site went bankrupt and moved. Now there is a construction company performing business there and I want to know how it is categorized if it is heavy industry or light industry. They got front end loaders, back hoes, heavy equipment, trucks traveling in and out there all day, loading and unloading, materials they have sewer pipes up on top of their roadway. It is a steep roadway going in and out so therefore the trucks are in high gear all the time coming in and out of there. At 5:30 in the morning they start beeping back and forth their heavy equipment backing up, beep beep beep waking me up all the time. During the day I can't sit out there and read as I normally like to do and I didn't move to Penn Hills to live next to an industrial site. I grew up alongside one and I am not interested in having my retirement being disrupted by heavy equipment. I want to know how that site is zoned. Whether it is heavy industrial or light industrial and can they perform the work there. Now they have on the 6th of this month, gun fire went off over there about six or eight shots. On the 18th again 6 or 8 shots and Saturday night at 10:30 shots went off over there and they went off periodically throughout the night. And today there is fire being burnt there I don't know what garbage or what not but the smell was permeated throughout the neighborhood. I know you are not allowed to burn in Allegheny County so I wonder why they can do all of these things without impunity. Now several years ago I called about this problem and I was told that if there was that kind of noise in the middle of the night that I should call the Police for disturbing the peace. Now I know as a former Police Officer that they really don't like to get called at 4:00 in the morning

when they are trying to get a little cat nap so I didn't think that was the way to approach it so I let it go but it is constant, beep beep beep beep heavy industry backing up and I don't think that they have the right to do that in that neighborhood. Furthermore they have a building about the same size as mine and I looked on the web site and I have a half acre and they have seven acres and I pay more in taxes than they do.

Mrs. Kuhn – first to address.

Sean Daly Ferris – did you take notes at all would you like these.

Mrs. Kuhn – no I have them here. First thing is you are living in a house on Frye Road?

Sean Daly Ferris – yes, 406.

Mrs. Kuhn – and this is at 1325 Frye Road is this correct?

Sean Daly Ferris – I believe so yea.

Mrs. Kuhn – Chris can I ask you is Frye Road light industrial because I thought when I was on Planning that Frye Road was.

Chris Blackwell – I believe this is a light industrial zone. So with you not coming here with a call to Code Enforcement.

Sean Daly Ferris – I did about two years ago.

Chris Blackwell – I mean two weeks ago then we would be more prepared to assist you

Sean Daly Ferris – it is light industrial the whole area down there is light industrial so don't jump

Chris Blackwell – but the composting site is permitted there. Usually light industrial is more like industrial park indoor type of uses, inside no storage outside.

Mrs. Kuhn – so being this would be light industrial then they are permitted to have the dump truck and loading equipment there, is that correct?

Sean Daly Ferris – no, they are using heavy equipment, the back hoes that is heavy equipment I was in the construction industry I know heavy equipment that is heavy industrial equipment that is not a fork lift.

Chris Blackwell – they were permitted to operate a composting facility there for mulch and stuff like that.

Sean Daly Ferris – it was vacant land at the time. There was no road access or anything when the composting sight went in there.

Chris Blackwell – I believe you can have a construction yard in that zone it is just the level of noise that is being you can have a contractor's yard that kind of sight in that zoning district yes but the level of noise typically light industrial uses are less noxious less noise debris dust things like that.

Mrs. Kuhn – now I do know that when we have wells that have come in and when they were wanting to drill them originally and that they were not allowed to start actual construction work until I think it was 7 to 7 but that was for the wells I don't believe to my knowledge that we have an Ordinance not that I don't think that we should because at 5:30 in morning I would not want to hear those trucks backing up either.

Sean Daly Ferris – I don't want to hear them all day

Mrs. Kuhn – well the thing of it is if it is light industrial

Sean Daly Ferris – if it is light industrial they are not permitted to do that kind of work that they are doing. That is heavy industry the kind of work that they are doing there.

Mrs. Kuhn – that is your opinion but I just asked my Planner and he is saying that they are permitted to be in there.

Chris Blackwell – you can certainly have a contractor yard with trucks there that are going to be hauling things in a contractor's yard, they are going to be backing up and they are going to beep .

Sean Daly Ferris – a contractor's yard this was a compost site.

Chris Blackwell - that is correct.

Sean Daly Ferris – yes so they weren't hauling dump trucks in and out of there they were hauling small trucks in and out of there because I bought stuff from the guy.

Mrs. Kuhn – right just because it wasn't a conditional use

Sean Daly Ferris – I want somebody to investigate and see exactly what

Mrs. Kuhn – alright.

Chris Blackwell – and my original comment was if you had called me a week ago I would have been more prepared to deal with you.

Sean Daly Ferris – I wrote a letter a month ago.

Mrs. Kuhn – what I am saying is when the compost business was there I am trying to answer your questions as best I can when the compost business was there it was not a conditional use so it didn't mean that that was the only thing that could be there. If it is light industrial then I will have to have the Manager and our Planner check to see what actually is permitted in light industrial and when they check to see what is permitted in light industrial if in fact this isn't permitted then we can do something about that. That is number one then number two is as far as the gun shots on 11-6, 11-18, and Saturday night I have no idea why you wouldn't call 911 because I don't believe my officers they have shifts that they work on and when they get a call for gunshot sounds

Sean Daly Ferris – I am making this up is that what you are saying?

Mrs. Kuhn – no I am not saying that to you if you would only listen to what I am saying to you.

Sean Daly Ferris – you said I should have called the Police.

Mrs. Kuhn – you said you didn't want to call the Police because they would be taking a cat nap.

Sean Daly Ferris – no that is what I was told by Penn Hills when I called two years ago to call them in the middle of the night and tell them that the beeps were going off down over the hill and they told me to call the Police at 4:00 in the morning and I said that they were probably taking cap naps at that time that was two years ago that wasn't this incident that we are speaking of now.

Mrs. Kuhn – what I am asking you is then why on 11-6, 11-18 and Saturday Night did you not call the Police about the gun shots?

Sean Daly Ferris – no I did not.

Mrs. Kuhn – well I think that would be something that you should do because of the fact they need to know if there is gun shots because you are not allowed to discharge a gun within the Municipality so

Sean Daly Ferris – I was told otherwise at another time that I called the Police about gun shots going on in the same location and was told that there was hunting permitted in Penn Hills.

Mrs. Kuhn – well I don't know what areas are for hunting because I don't hunt but if there are gun shots, what time was this, you said it was Saturday night, I do not believe people are hunting in the night time, nevertheless like I said to you your original comment here was for the light industrial and you do not believe that the dump trucks, loading equipment and front end loaders and dozers are permitted there. We are going to have the Manager and the Planner check to see if that is.

Sean Daly Ferris - the rest of that area from that location on down to the bottom of Frey Road is light industrial and those are all located within buildings and I never hear a single sound coming from those twelve or fifteen buildings that they have at that site this is the place that makes all of this noise and it disrupts me. I am a writer and it disrupts my thought processes and it interferes with my quality of life.

Mrs. Kuhn – well I certainly don't want that for any resident and as I say if they are permitted there and if they have to be housed that is what we need to look into and then make sure that we find out if the equipment has to be in a building or can it be out these are questions that have to be asked and answered.

Chris Blackwell – yes and I agree and first I would like to see if there is an occupancy permit for the use that this gentlemen is even talking about. We will look into it for sure.

Sean Daly Ferris – thank you very much for your time.

Mrs. Kuhn - you can look into it and I have a phone number written here if either you or the Manager could get back to Mr. Ferris because of the fact I don't want him to think that we just are saying this.

Chris Blackwell – Mr. McCafferty the Code Enforcement Director is in the audience as well and we will work together on this.

Mrs. Kuhn – I appreciate it thank you.

Althena Sivens – 2819 Main Street – thank you. I was here about two months ago and you were going to check on the car wash that is behind my house and I don't know if you had any further progress with that.

Mrs. Kuhn – yes I do know that you were here at the meeting of September 23 and you did ask about the car wash and that you had been flooded and I know that Chris if my memory is correct you had stated that you were going to look into the situation because of the fact they did have a retention.

Chris Blackwell – that is correct. The retention is underground retention and it is built to specifications by an Engineer that I explained last time we were here and really if any water coming out of there would be outflow after a significant event so my next thing is you have not had has there been water since then hasn't been a rain event to that extent to my knowledge and when you were here last time it was June and I had said we just had a lot of rain and you said no actually you were flooded in February.

Althena Sivens – yes.

Chris Blackwell – so then I recalled if you remember the Dollar General and the Dollar General paving was not installed and there was construction going on at the car wash over the winter and the final layer of paving was not installed at the Dollar General so I am wondering if the water was not in fact going into the catch basins because they are elevated and it was just coming out and running down on to these folks property. What we really need is a rain event. I hate to say yes like get flooded again but what I am saying there is nothing it is all underground so there is nothing for us to look at no water is coming out of the overflow.

Mrs. Kuhn – I know you said you were flooded in February, is that correct?

Althena Sivens – I believe it was February and also when they first built the car wash in 2004 I was flooded when they did it and when they remodeled again in February I was flooded again.

Mrs. Kuhn – o.k. but since February have you been flooded?

Althena Sivens – no but I do have all the sink holes.

Mrs. Kuhn – I am trying to get to and Chris what you are saying then is that you believe that maybe that problem might have been corrected.

Chris Blackwell – when we were here last time and I said that about June and they said oh no this was February and I was scratching my head but I realized both of these places were under construction. The final layer of construction Moe can help me with the wear course or whatever was not installed yet so I don't believe if you remember there were cones there was water all in front of the Dollar General because the project was not completed so I am just wondering if it was a significant amount of water at that time when the system was not done and now that it is completed we haven't seen that since. That is my theory but when you go and look at it there is nothing to see because it is all underground and I apologize because I am not able to help you more than that.

Mrs. Kuhn – o.k. so then because as I had stated at the September 23rd meeting you are not permitted to divert water on to someone else's property.

Chris Blackwell – that is correct.

Mrs. Kuhn – so if this I hate to say wait and see but if there is nothing that until we can see what the actual thing is if you do get flooded again if you could call the Municipality right at that time then someone could come down and see exactly where the flooding is coming from and what is causing this so if that would be a reasonable solution for you that is what we could do and I do know that you also had a complaint about the oriental grass. Now I believe was that taken care of Moe?

Moe Rayan – yes.

Althena Sivens - yes thank you.

Mrs. Kuhn – and then in your letter here you also have about some cars.

Althena Sivens – yes I was just wondering when they get the green tags on there how long they have to be taken away.

Mrs. Kuhn – o.k. I do know that we have a Police Officer who is in charge of abandoned vehicles and he does write the sticker on there and then they have to wait so many days and then if it is not removed then he fills out a 952 form which is an abandoned vehicle that goes to the salver and then goes to the State. I don't know off hand how many days it takes for that to actually take place, is it 30 days that they can remove that?

Moe Rayan – I want to say 30 days but general practice the Code Enforcement can accumulate a bunch of them and then they communicate with the Police Department and then tag them and all and schedule a time where the Police is present along with the Code Enforcement Officer and the towing company to come in and haul it away. So it must be in that particular process. I can check and see how far I have noticed a couple of cars on Main Street that are tagged so they are probably in the process of being hauled away.

Althena Sivens – most of them are gone now.

Mrs. Kuhn – they are gone because like I said I know that the officer has to tag them and then there are so many days before that gives the owner a chance to remove it and if they don't then they go to the salver and he removes it and papers get sent . Well I am glad to hear that the grass is taken care of and that the cars have been taken care of and as I said hopefully you do not get flooded again but if you do if you could call when it is actually happening then it will be easier for our Code Enforcement people to see exactly where it is coming from and what the problem is.

Chris Blackwell – we just talked about MS4 the Municipal Storm Sewer System being inspected so every system like this the EPA is requiring the Municipality to pay a significant amount of money to inspect every single storm sewer facility in the Municipality built since 2003 and this is on the list so the engineer will be going there lifting the manhole looking inside to make sure it works I just wanted to let you know.

Mrs. Kuhn – because after the meeting and reports I am going to give a report that Gateway Engineers just gave us today on the Sewer Systems and the Sanitary Sewer Systems and what have you but Chris is absolutely right that is the next phase that EPA is making all Municipalities take care of so I am hoping that yours is resolved but if it isn't as I said please let us know when it happens.

Althena Sivens – absolutely I don't want to be flooded again.

Mrs. Kuhn – no I don't want anybody to be flooded.

Althena Sivens – and there are two other issues. There is a house at 2522 Main Street that really needs to be condemned that is the one that has trees it has grass now it has been cut down because it has been reported but if you go on I think it is School Street which is the road behind it it has a garage that has garbage just loaded on top of the roof and the roof is caving in.

Mrs. Kuhn – I do have that is 2522 Main Street.

Althena Sivens – it is in very bad shape it is horrible.

Moe Rayan – the garage is on School correct?

Althena Sivens – yes the roof is collapsed there is garbage bags on top of it garbage all around and inside of it it is atrocious it looks awful for our boro.

Mrs. Kuhn – Now I do know Moe and maybe you can go into it as far as we do demolitions and we have that in every budget and I don't know exactly how and unfortunately quite a few homes that people have just left.

Moe Rayan – we have a pretty extensive program every year for these homes to be demolished I am not sure if this one is on the list or not but we can check.

Althena Sivens – they have a for sale sign on it and I think I have looked up

Moe Rayan – hold on just one second John McCafferty Code Enforcement is here John do you have any information on that?

John McCafferty – the house on School Street is under contract and we are waiting for the contractor.

Mrs. Kuhn – oh that is good then we do have a contract for it to be demolished.

Althena Sivens - oh o.k. it is really bad – the last one it is a very dangerous intersection it is Universal and Saltsburg and Main Street where they all intersect. You are at Aldi's at this light and you are trying to make a left and then people coming from S&T from Shop N Save this way trying to make a left onto Main street but there is a solid white line and people shoot out every time around there and there have been numerous accidents, is there anything that can be done about that but that is horrible and they should not go over that double line to pass when someone is trying to turn left and you are trying to turn left.

Moe Rayan – right with short of having a Police Officer sit there all day of course you are not going to catch these people however if it is a concern what we can do

probably is just forward your complaint to Penn Dot both these roads are Penn Dot and County Roads we don't have any jurisdiction relative to the lining of the road way or anything like that it is not a Municipal Road. Saltsburg is a State Road and Universal is a County but I will ask our PD to keep an eye on that intersection maybe we will catch a guy or two.

Mrs. Kuhn – Moe you will ask the Police Department if they could maybe patrol the area a little bit.

Moe Rayan – yes I will.

Gerald Ingold – 712 Fifth Street – Good Evening and happy Monday. I would like to take a moment to appropriately extend sincere thanks and gratitude to very many people that worked very hard and I will try to do this quickly and hit as many folks that participated Mrs. Kuhn and members of the Council, our Solicitor, Mayor DeLuca, absolutely our Manager Mr. Rayan and his staff, John McCafferty and his subordinates, Chris from Planning kudos to you all and it was crystal clear to me that folks here and others worked very effectively as a team contributing what pieces and parts they put to this very difficult task specifically I am speaking of the removal of the remain of what was once a boat and turned into a dumpster which was clearly a health issue, a public nuisance and clearly a very serious eye sore and I was asked by the folks immediately in the neighborhood who were extremely concerned about this as was myself, Mr. & Mrs. Jim McSweeney, Mr. & Mrs. Jerry Marone, Jennifer Tummulty, Mr. & Mrs. Larry Connelley, Emit Pantoni, Mr. & Mrs. Michael Simmons and also Mr. & Mrs. Reverend William McConnell asked me to extend their sincere thanks and gratitude and deep appreciate. This was a difficult task and we are very serious when we say we appreciate your efforts and I know I forgot to mention Gerry with the street crew department. Many people participated and once again thank you all very much from the bottom of our hearts and wish you and your loved ones a wonderful Thanksgiving. Thank you all.

Mrs. Kuhn – thank you and please tell all the residents that you had stated that we are glad that we were able to take care of that situation and that they had a wonderful spokesperson who came up every time to give the conditions and we appreciate that also.

Mrs. Kuhn – the next speaker is Jim Carnahan and I don't believe Jim is in the audience he had talked to me earlier and I tried to resolve some of the situation and concerns that he had so I don't think he came up.

APPROVAL OF MINUTES

Mr. Palumbo made a motion to approve the Minutes of September 21, 2015, October 5, 2015 and October 19, 2015.

Mr. Underwood seconded the motion.

Mr. Underwood – yes to all
Mr. Palumbo – yes to all.
Mrs. Kuhn – yes on September 21, 2015, October 5, 2015 and abstain for October 19, 2015 I wasn't present.
Dr. Kincaid – yes on all but October 19, 2015 abstain I was not there.

There being no further discussion the motion was approved for September 21, 2015 by a 4-0 vote, October 5, 2015 by a 4-0 vote and October 19 approved by 2-0 vote will be put back on Agenda for the December 7, 2015 meeting.

EXPENDITURES

Dr. Kincaid made a motion to approve the Expenditures of November 16, 2015, Journal Vouchers 0, \$0.00, C.D. Requisitions – 5 - \$4,699.81, Master 32677 – 32819 - \$775,569.26 making a grand total of \$780,269.07.

Mr. Underwood seconded the motion.

There being no further discussion the motion was approved by a 4-0 vote. Mrs. Kuhn abstained from Check No. 32783 to Don Kuhn Auto Body for \$600.00 rental and yes to all others.

Mr. Palumbo made a motion to approve the Expenditures of November 2, 2015, Journal vouchers 0, \$0.00, C.D. Requisitions 10, \$13,901.75, Master 32540 -32676 - \$940,534.62 making a grand total of \$954,436.37.

Dr. Kincaid seconded the motion.

There being no further discussion the motion was approved by a 4-0 vote.

RESOLUTIONS

Mr. Underwood made a motion to approve **Resolution No. 2015-060** approving The Acquisition and Subsequent Disposition of Vacant property located at 8240 Lincoln Road, 0294-J-00028-0000-00 in accordance with The Allegheny County Vacant Property Recovery Program and providing assurance that Acquisitions consistent with the Penn Hills Comprehensive Plan.

Dr. Kincaid seconded the motion.

Mrs. Kuhn – I just have a comment Moe on this is a program that we are partnering with Allegheny County Vacant Program, correct?

Moe Rayan – yes that is correct.

Mrs. Kuhn – and what it is is you have someone who gives and fills out property information on property that they would like to acquire that has been vacant next to them, is that correct?

Moe Rayan - yes.

Mrs. Kuhn – the reason I am asking this Moe is because of the fact I have someone on Seventh Street in Verona who has a piece of property next to them that they have made so many attempts to even purchase but unfortunately for some reason it is not going on to Sheriff's Sale or what have you and it is in terrible shape and they would be more than happy to buy the property but no one seems to be giving them any direction so I didn't know how to lead them into maybe getting into this program.

Moe Rayan – perhaps we will start with Chris' office they can contact us or if you have a phone number we can make efforts to contact them and try to get the ball rolling that way.

Mrs. Kuhn – because I think it is a very good program we are in with Allegheny County and I would like to utilize it so that is just a question that I had so if there are no further questions from Council roll call.

There being no further discussion the motion was approved by a 4-0 vote.

Mr. Palumbo made a motion to approve **Resolution No. 2015-061** awarding a Contract to Lone Pine Construction, Inc., for The Lincoln Road Sewage Treatment Plant UV Installation Project in the total amount of \$121,530.00.

Dr. Kincaid seconded the motion.

Felix Catlin – 223 Datura Drive – I heard Lone Pipe is it Lone Pipe or Lone Pine?

Mrs. Kuhn – it is Lone Pine Construction.

There being no further discussion the motion was approved by a 4-0 vote.

Mr. Underwood made a motion to approve **Resolution 2015-062** adopting The 6-Year Capital Improvements Program of 2015 - 2020.

Dr. Kincaid seconded the motion.

Howard Davidson – Hi Sara, congratulations on your re-election and you two gentlemen as well. 12245 Frankstown Road, 3857 Green Valley Drive. I am here tonight to speak on behalf of the Community Development Corporation and primarily about signs. Welcome Signs I have a hand out for everyone. As I said I am here on behalf of the Community Development Corporation and there are several members in the audience here tonight I wonder if we could show hands. I am a volunteer with them

now particularly The Beautification Committee and The Beautification Committee have met many times on the notion of bringing Welcome to Penn Hills Signs to Penn Hills. We have met on location, design we have run out and looked at other communities and their signs and one thing led to another and the path leads us here because it became a project beyond the scope of just The Community Development Corporation and something that we think that Council would want to become involved in and front. So Sarah I can invite you right now to the ribbon cutting ceremony on Allegheny River Blvd. for the Welcome Sign down there how is that. What I have in the handout is a write up about the locations if you go to page three we have the sign locations most of them were selected because there were no land acquisition cost involved they were Penn Dot Right Away and County Right Away. The most important one and the place we would like to start would be Allegheny River Blvd. We know the site right across from the restaurant it is a turn out. Eloise Brooky is a wonderful lady and has been taking care of that site planting flowers for years we mow the grass down there and even though it is not exactly at our boundary with The City of Pittsburgh we think it is a wonderful site for Welcome to Penn Hills Sign and the first sign. We have some other possible locations we have a beautification site at the top of Coal Hollow Road. We have a site right near the boundary at the Gazebo Site in Lincoln Park at the County Right Away and there are a few other locations one towards McDonalds on Verona Road as you come from Verona back. I would just like to convince you to take the next step. I know how it is because I have worked here so long it is easy to put into the Capital Program and I think it is there and I would like to come back and see it in The Capital Budget and then after you adopt it in January I want to go see Moe and we actually do want to spend this money we don't just want to budget it we want to spend it but we need your help. We need help financially and we need the help of the Municipal Engineer because these sites are primarily on the State and County Right Away and we need the endorsement of the Municipality to get Highway Occupancy Permits and Gateway knows how to do it. To show good will and encourage you to do this the Community Development Corporation is offering \$3,000 and we plan to do some fund raisers and commit \$3,000 towards this effort. We think we are looking at much more than that we realize that we are looking at \$20,000 or so plus the engineering cost so I would like to see you put \$20,000 in The Capital Program get the engineering money from the Operating Budget and take \$3,000 as a contribution from The Community Development Corporation and do Welcome To Penn Hills Signs. The type of sign we are looking for is on the next page we are looking at some earth tones perhaps the best type of sign to look at might be the one across from Home Depot on 22 in Wilkins Township. Most of you are shaking your head you are familiar with that most of us go to Home Depot. Too bad we don't have a Home Depot so we could put a red and yellow shop local sign in the window. Anyway that is more or less it but other than just to put the pitch in for it is about time Penn Hills has some Welcome to Penn Hills Signs. I think something to be said for that they are not just for strangers that are riding around and don't know where they are headed. I think the Welcome To Penn Hills Sign is also for us as we come into our own community and for our children and I really would like to see you down there Sara cutting the ribbon down on Allegheny River Blvd. I can answer any questions you might have about it.

Mrs. Kuhn – we had discussed this at a previous meeting and I mean you are well aware as I stated Chris that the development for our Welcome To Penn Hills coming into Rodi. Now that was more expensive because of the fact we didn't just put a sign we put a stone and the lettering and we were very lucky to have help with the landscaping.

Howard Davidson – can I interrupt for just a second I would like to put in a word for the Ferraco Brothers they have been offered to put up a little sign maintained by Ferraco Brothers and they say forget it they are just doing it for the community.

Mrs. Kuhn – I think that is very nice of them and like I said that sign was quite a bit of money because of the fact the way we had done it compared to what I am assuming this sign is. I am in favor of putting the signs in of course it always comes down to the dollar now I don't see any pricing Howard on what this sign that you have

Howard Davidson – to put something like this down on Allegheny River Blvd you are looking at between \$3,000 and \$5,000 I don't want to say we just pulled a number out of the air we gave some thought to prices we got some prices off of other companies and you know as well as I do you never know until you get a bid and I hope the Municipality gets involved you are going to take formal bids. What we have done so far we have written a good spec which we would like to hand over to Gateway to keep those engineering costs down just have them take our spec put it in their format and take a bid.

Mrs. Kuhn – and also I had stated at the previous meeting that financially I don't know that we would be able to put in as many signs as you are requesting but I would like to start with at least one I mean to start with the signs and then maybe every year put another one in. Now I thought the one on Allegheny River this is just my opinion the one on Allegheny River Blvd. I think is a good site. I think the site coming in from Plum Boro is a good site and then you have coming in from Verona Road from Verona that is a good site and the one at where the gazebo was. The other two I don't feel that they are really good because of the fact that you are already in Penn Hills when you come to White Hawk and when you go to Coal Hollow.

Howard Davidson – we appreciate that. I agree with particularly on the White Hawk Café Site.

Mrs. Kuhn – I didn't see any real use of that because of the fact you already have one at Rodi Road when you are coming in so that would be

Howard Davidson – let me tell you about number two site. We didn't have a Welcome to Penn Hills Sign in mind for that location. It is a small triangle the number two site is the top of Coal Hollow Road and if you haven't seen it Felix Catlin who is in the audience has done a good job of landscaping that site it looks beautiful today. So what we have in site for that is a small triangular sign with Positively Penn Hills or Proud to be in Penn Hills something small something waist high because of its location you

have to be able to see over top of it so I image it would be an inexpensive sign and the next sign would be on Mount Carmel as you are coming in from the Lincoln Larimer on Lincoln Road into Penn Hills because it is an easy sign to put up it is kind of a right away and has a gazebo there already.

Mrs. Kuhn – do you have any idea Howard on what the engineering costs would be?

Howard Davidson – no but I always make a mistake and under estimate Gateway Engineers fees they have made me mad a few times. I think that we will do everything we can to lower those fees like I said like the design I think we could hand it to them I am sure they have filled out highway occupancy permits for other communities that they worked for.

Mrs. Kuhn - \$3000 - \$5000 for the sign is one cost but unfortunately a lot of times the engineering cost could be more than the cost of the sign is.

Howard Davidson – that is why I asked separately. If you fund signs at \$20,000 I wanted you to take the engineering out of somewhere else.

Mrs. Kuhn – so you are asking more than \$20,000.00.

Howard Davidson – yes I am asking for more than \$20,000. If you say to the Community Development Corporation we will partner up with you to do that first sign we are going to want to take a step forward if that is the case because we don't want to take a step backwards. We think we need three or four signs around the community. We just think Allegheny River Blvd. is the best start.

Mrs. Kuhn – does CDC receive any funding from the Municipality?

Howard Davidson – the CDC receives money that has to be directed to low income people because of Chris' rules and regulations under HUD and that money is primarily used for the Community Garden we would be hard pressed to use that same money for this purpose because it won't meet the test of benefit to low to moderate income.

Mrs. Kuhn – is that correct Chris that the funding that we already give to CDC would not be able to go towards the signs?

Chris Blackwell – I have to think about that. I think it would depend on the location but really the funding of the CDC was for the garden because they give produce

Mrs. Kuhn – what funding was it for at White hawk where they did the landscaping?

Howard Davidson – that was with donations and Community Development Corporation Money and Rotary Club Money and primarily the bulk of that was Alex Bobeck and Joe local landscape contractors that helped us and the real cash came from Rotary and CDC.

Mrs. Kuhn – have you thought about reaching out to businesses?

Howard Davidson – it is true that you could say that private businesses could and should fund these types of signs but we just think in this case by now in Penn Hills we need Council. If you know a businessman willing to come forward and fund a sign for us that would be wonderful.

Mrs. Kuhn – I am not saying that they would fund the whole amount but I was just wondering if you had sent anything out to the businesses

Howard Davidson – we are committed to \$3,000. CDC is committed to \$3,000.

Mrs. Kuhn – when you say partnership

Howard Davidson – it doesn't mean 50/50 no you are big and have deeper pockets than we have.

Mrs. Kuhn – o.k. I think you need the next election to run Howard and be on this side of the meeting.

Howard Davidson – I think right now I can tell you that there are a lot of people in Penn Hills that think it is about time that we had Welcome to Penn Hills Signs.

Mrs. Kuhn – and Howard you are acting like we don't have one.

Howard Davidson – we have one.

Mrs. Kuhn – we do have one and it is a beautiful sign and I like the sign at Wilkins but the one that we put in Penn Hills is a beautiful sign so it not like the Municipality hasn't done anything.

Howard Davidson – it isn't like we are asking for a couple hundred thousand either.

Mrs. Kuhn – I am not saying that but the thing of it is you are asking for the costs of the signs is one thing but the engineering fees are going to be a lot more.

Howard Davidson – have Moe work on Gateway for free engineering for these Welcome to Penn Hills Signs. It is not that much.

Mrs. Kuhn - I think it is a very good idea and I think it is a worthwhile idea as I did the sign that we put in on Rodi Road so I don't like the comment it is about time Penn Hills does something because we did do that on Rodi Road and it is a beautiful sign and I know with the cost and with the engineering and only receiving \$3,000 there is no way that the budget is going to hold to put that many signs in. Would I be in favor of starting at least one sign yes I would.

Howard Davidson – how about the Mt. Carmel one too?

Mrs. Kuhn – whatever like I said I like the one on Allegheny River Blvd. I like the one coming in from Plum the one on Verona Road the one where the gazebo is those would be the four choices but however you want to do it it is fine and the only other thing Howard is I noticed on your sign you have sponsored by Penn Hills CDC but I don't see anything about Mayor & Council.

Howard Davidson – of course that would come. We did talk about not junking it up.

Mrs. Kuhn – we aren't asking for that. First of all you are asking for partnership and your partnership is \$3000 and I don't think putting Penn Hills CDC and Mayor & Council would be junking it up. I think it is a good idea and a good start and being that we have one on Rodi Road and if we could put one up somewhere else.

Howard Davidson – the first start has to be I know how it works here the Capital Budget you have to put some money in the Capital Budget for signs.

Mrs. Kuhn – well what I think we need to do is see what the cost would be for the one sign and the cost for the engineering and see if we can start at that. That would be my suggestion unless of course like I said if you wanted to reach out to the businesses and if you could get any support from them then we could put in a second sign but I think we have to start with one and go from there and that would be my suggestion.

Moe Rayan – we will look into the cost and the whole project itself and go back to Council and in the meantime use your time to fund raise. So \$3,000 might grow up to \$7,000.

Howard Davidson – we need your help.

Mrs. Kuhn – that is what I am saying Howard I do think it is a good idea.

Howard Davidson – thank you for your time.

Pete McQuillan – 227 Kansas Street – I just wanted to speak to Howard's proposition. I am the chair of the CDC Beautification and Sustainability Committee and such this project falls under my committee and I think it would be wonderful if we had that first sign and get a little kick start from Council with that and what I would do with

the committee is I would use that new sign to parade as many business people as I can find to see if we could come up with some more money and I have a thought out there if my business gets profitable enough I would also like to install a sign on Hunter Road coming up from Oakmont. I don't know if that would happen but I would be happy to work with Council on using that one sign and the presence of it as a leverage to bring other business people in and look at other ways to get foundation money and other ways to get some funding so I make that commitment to you that our committee will work on that.

Mrs. Kuhn – that you very much I appreciate that.

Christine Miller – 109 Garlow Drive – Good evening and Happy Thanksgiving Holiday to everyone. I am here on behalf of the petitioners who turned in 213 names to Mr. Rayan asking for a hearing date and I wondered what the status of that is for those in the audience who are unaware we turned in a petition with names from

Mrs. Kuhn – not to interrupt but we are on the Capital is this pertaining to the new building.

Christine Miller – yes it is. I am sorry. We have turned in a petition for those of you who are unaware with an alternate plan to renovate part of this building and reconstruct another part of the building. We had asked for a hearing date within a reasonable time and we have yet to hear from Council and I was wondering if there was an update for the petitioners who signed this petition.

Mrs. Kuhn – Moe I know that you did give us in our packets the copy of the petition dated October 28, 2015 and I thought that there was an answer that you had given at least to us so

Moe Rayan – yes I prepared a response to the reports to Mayor & Council for their review of course Ms. Miller since the 28th we didn't have any meeting and Mayor & Council did not convene so we can discuss this so that is why you didn't hear anything actually this is part of the discussion this evening in an Executive Session under real estate that is why you didn't hear anything. I did respond internally to both reports and I provided Mayor & Council with that so I am waiting to hear their response and subsequent actions.

Mrs. Kuhn – if I am not mistaken Moe this is because of the fact that it pertains to the real estate this is on our Executive Session for tonight right?

Moe Rayan – correct.

Mrs. Kuhn – after we go over it with the Manager tonight I am sure he will give you a response.

Christine Miller – alright thank you. One other matter pertaining to roads. I had to call Oakmont Water authority because we had no water this afternoon and while they were flushing out the sewers I asked on another question about the two places on Glenfield Road that were supposed to be corrected by the water company and if that road and Earlwood Road would eventually be paved or repaved and they originally said that it would be the end of the summer now it is scheduled for the beginning of spring so knowing that are Earlwood and Glenfield Roads going to be repaved in the spring?

Moe Rayan – in the 2016 program the list has not been developed yet of course we have a lot of streets. We make the decision on the condition of the streets and I know Earlwood and Glenfield were pending the projects of the water company I am not sure if anything is going to happen or not but we are certainly going to take a look at it again.

Christine Miller - I support Howard and our group putting up these signs because Penn Hills is one of the largest Municipalities in Western Pennsylvania. Because there is a lot more of Penn Hills than there are in other districts and when you are coming in from out of town you aren't aware maybe that you are in Penn Hills so we are proud of Penn Hills and we would like to see that on signage. Thank you.

Felix Catlin – 223 Datura Drive – I would like to keep in everybody's mind the commitment to sidewalk construction in the next budget. I know there are three projects that the Municipality is rather committed to. I hope that they will proceed the ones that are in the handout tonight and in addition and I have had this conversation at this very microphone that the very next project with the sidewalks would be a connecting sidewalk from the Jefferson manor senior center to the Penn Hebron Garden Club which has become a community focal point again in the last couple years so we are having high traffic about five nights a week people going back and forth in front of Mr. Stoner or Dr. Stoner's home no lighting no sidewalk and I know that Dr. Kincaid was aware of a traffic fatality that happened one block from there. Just a gentleman having a walk. Due to the nature of the senior population going between those two sites and the increase use of the Garden Club and I am the vice president of the club to clarify that and I will be the president next so I would like to request this as the next priority a good linking sidewalk. In addition as a member of the CDC and the Beautification and Sustainability Committee I support both Chris and Howard in their statements with regard to the signage project. I would like to appeal more of an emotional level however. Esthetics is very important to peoples' perception of their communities and where they live. We are losing people every day from Penn Hills however we are gaining people. We have five hundred sold in Penn Hills maybe a real estate broker bought a couple but new people are coming in. I am new and I know a lot of people stand up here and they say I have been here sixty years well I have only been here maybe seven years and I am very committed to this community and pride goes a long way a good looking sign that delineates your pride line goes a long way so don't be cheap take \$12,000 out of some other thing and do the signs. Thank you.

There being no further discussion the motion was approved by a 4-0 vote.

Mr. Underwood made a motion to approve **Resolution No. 2015-063** authorizing The Execution of a Contract with Gateway Engineers for Professional Engineering Services related to the Penn Hills Community Development Program.

Mr. Palumbo seconded the motion

Mrs. Kuhn – I do see that we have proposals from four companies and that we have a recommendation from Chris from our Department of Planning and Economic Development stating that he felt that Gateway Engineers because of the fact that they are our Municipal Engineers that they should be given the go ahead on also being the Engineers for the Community Development Program.

There being no further discussion the motion was approved by a 4-0 vote.

Mr. Palumbo made a motion to approve **Resolution No. 2015 -064** awarding a Three Year Contract for the collection and disposal of residential garbage, rubbish, and recycling to Green Ridge Waste Services, LLD D.B.A. Republic Services of Scottsdale.

Dr. Kincaid seconded the motion.

Mrs. Kuhn – I do want to make a comment as I had stated several times Penn Hills is one of few communities who still gives their residents free garbage and recycling services and you can see for 2016 the amount is \$2,352,500.00 through 2017 it is \$2,420,600.00 and 2018 it is \$2,490,080.00 so it is quite a bit of money that the Municipality pays so your rubbish and garbage is picked up free of charge other Municipalities surrounding us charge their residents and they have to pay quarterly which is a cost that a lot of people don't realize. That means that I also want to state that Moe did a very good job and I don't know if Ed was part of this but I do want the people to realize that we had through the Manager's office the amount for 2016 \$2,352,500.00 is close to \$200,000.00 lower than what we projected it to be so that was a very good job and I appreciate all the work that you did Moe in getting that figure to be down.

There being no further discussion the motion was approved by a 4-0 vote.

Mr. Underwood made a motion to approve **Resolution No. 2015-065** awarding a Contract to Fit Optimized Solutions, LLC, for the maintenance of refrigeration, boiler & HVAC equipment.

Dr. Kincaid seconded the motion.

There being no further discussion the motion was approved by a 4-0 vote.

REPORTS

Moe Rayan – Mrs. Kuhn I would like to go back to the garbage hauler the Resolution for the contract. Just to inform the public we were able to look at the specifications that we had and work with all the departments and we put the pick-up of electronics on the contract. We finally were able to put that back on there and get it through the DEP so electronics will be picked up by the garbage company, TV's and stuff like that.

Mrs. Kuhn – once again Moe that was a win win situation.

No name given – on our cemetery property we had last week one television dumped in one area and then our gas well road goes into the property and I think we had four or five televisions dumped there when you say that the recycling garbage people are going pick up televisions can I direct them to those or do I have to move them over to the side of the street.

Moe Rayan – that will be in 2016.

No name given – 2016 when that happens again though because it seems to happen a lot.

Moe Rayan – right in that particular area it is hidden and stuff like that happens what I would suggest right now if you want to pick it up yourself right now you can take it down to E-Loop in Plum.

No name given – they are about 300 lbs. a piece and I am a 71 year old guy. Chris has made arrangements to help me out a little bit but I was just wondering in the future.

Moe Rayan – in the future we are starting in 2016 it is included in the program.

Mrs. Kuhn – very briefly I do want to go over a report prior to the meeting we had a report from Gateway Engineers which they give us yearly on what they have done and what the Municipality has done as far as our sewage and our storm water management and I just wanted to share with the public and I was hoping that the media was here they have documented sewer system improvements and it goes from 2002 to 2015. In 2002 we had a volume collection of overflows and it was 457,000 gallons of overflows and in 2014 it was 14,000 and projected in June of 2015 it was 4 so that is a huge improvement that we have been able to go from 450,000 gallons of overflow down to 14,000 gallons so I wanted to thank Gateway, our staff at Public Works, our staff at Water Pollution and the Manager because this is something that you can where the money that we have coming in for our sewers how much we have progressed because of the fact if you go from 450,000 down to 14,000 that is a huge drop and that is from the work that we have done and that our staff has done and you also have to realize too we have not had a rate increase since 2008. In 2008 when we had to put the rate

increase in Mayor and Council had meetings with all the fire departments in the area so we could have meetings and tell our residents what exactly what the problems were. At that point in time we gave our word to the residents that yes we had to have a rate increase but we would keep that rate for at least five years well we are at eight years where we have not increased it and not only haven't we increased it but this is the work that we have done and with the work that we have done we have not had to borrow any money to have this done. We didn't float any bonds we didn't borrow any money all this work was done from having this Council and our staff work very diligently for the residents of Penn Hills and also documented was the improvement and as I said we did have a rate freeze condition and no money has been borrowed and we have gone from in 1995 - 237 complaints down to 2014 - 27 and in 2015 - 32 so we have made huge improvements and I did to make the residents understand this so when they see the sewage cost they see what this Council and what this Administration has done for Penn Hills in regards to the sewage cost. To go from 237 problem complaints down to 27 is a huge drop in complaints and that would be for the whole year so you are talking two complaints a month so I want to thank the Manager, Tom O'Grady our Public Works and Gateway for a job well done and for Mayor and Council for supporting every effort to have that done. So I did want that to be noted for you because it is something that our community should be proud of.

Moe Rayan – just a reminder Mrs. Kuhn you mentioned no borrowing of any monies or floating of any bonds. Money spent from the fees that were collected from the residents of Penn Hills and upward of \$18,000,000.00. \$18,000,000.00 without money being borrowed or floated from the banks as far as bonds.

Mrs. Kuhn – I appreciate that \$18,000,000.00 is a lot of work that was done on the sewers. I also want to make a comment there has been some statements made regarding the Agenda for the Council Meetings. We do have our Council Meetings twice a month and under the Home Rule Charter the agenda has to be out seven days prior to the meeting. So seven days before our meeting there is an Agenda that is available to the public so that you can read everything that is on that Agenda and you have a week to look into it and ask questions to get information on it so when you come to the meeting you are not presented with an Agenda that says well this is what we are going to do you have a week prior to that to have the Agenda, read what it is and look up the information so any questions that you have or any suggestions that you have you will be able to give to Mayor & Council and at each meeting we read every single Resolution but that is not the first time you would hear it you have a week to be able to pick that Agenda up so that you can go over that if you do have any questions regarding what we are going to be speaking on and that is very important so I did want to clear that information up too. With that if there is no other

Joe Palumbo – Sara I also want to commend our Police Force for their safety efforts. It was in the newspaper the Penn Hills Police Department is one of 48 Western Pennsylvania Police Departments recognized by Triple A East Central for their community traffic safety efforts. Penn Hills received the gold award the second highest recognition given. Triple A East Central conducts free highway safety programs

throughout Western Pennsylvania in partner with law enforcement and safety agencies on safety initiatives to improve community and local highway safety. So I would like to thank our Police Department for that.

Mrs. Kuhn – and please remember Light Up Night. I believe it is December 3rd so we ask that everyone comes and they have refreshments, Santa Claus is here, pictures are going to be taken for any child or adult who wants to sit on Santa’s lap and I hope everyone has a wonderful Thanksgiving. With that I will ask for a motion to entertain. We do have an Executive Session on personnel matters.

Mr. Underwood – I would like to make an announcement and it really directly goes to not only our Police but also our EMS Personnel. Veterans Fair was held and Jay Costa sponsored it this past Thursday November 12th at the IBW Circuit Center which is off the Hot Metal Bridge Three. It was comprised of many different tables of literatures for the Veterans but one that stood out mostly to me was information that I received for suicide people, people who are committing suicide this is really aimed for the first responders mainly the Police and the EMS. There is a program that they can have access to and I will give this information to the Manager and he will pass it on to Diane Fitzhenry and Howard Burton so that they can look into this just so they are prepped because you just never know when you are responding to things what could happen hopefully nobody will commit suicide but that cannot be guaranteed humans are humans and they are hard to predict. So with that I will pass this information onto Moe and hope we don’t use it I mean as a response but again as long as you are knowledgeable that is my whole point to have them knowledgeable about this. Thank you.

Mrs. Kuhn – thank you Councilman Underwood.

ADJOURNMENT

Deputy Mayor Kuhn entertained a motion to adjourn.

Dr. Kincaid made a motion to adjourn.

Mr. Underwood seconded the motion.

The meeting was adjourned at 9:00 P.M.

DATE

MAUREEN M. SORCE
MANAGER’S SECRETARY