

FEBRUARY 1, 2016 COUNCIL MEETING MINUTES

The February 1, 2016 Council Meeting was called to order at 7:33 P.M. in the Council Chambers at the Municipal Building.

APPROVAL OF AGENDA ITEMS

Mayor Kuhn – O.K. being that it is 7:33 P.M. February 1, 2016 we will call this meeting to order. The Agenda will stand as presented and if we could rise for the Pledge of Allegiance.

ROLL CALL

Mayor Kuhn
Dr. Kincaid
Mrs. Sapp
Mr. Underwood
Mr. Palumbo

Also present were Manager Rayan, Secretary Sorce, Planning Director Blackwell, Solicitor Alexander, Water Pollution Control Director O’Grady and Finance Director Schrecengost.

EXPENDITURES

Dr. Kincaid made a motion to approve the Expenditures of February 1, 2016 – Journal Vouchers 0 - \$0.00, C.D. Requisitions, 5 - \$2,558.57, Master 33315 – 33457 - \$740,774.41. Grand Total of \$743,332.98.

Mr. Underwood seconded the motion.

There being no further discussion the motion was approved by a 5-0 vote.

RESOLUTIONS

Mr. Palumbo made a motion to approve **Resolution No. 2016 - 009** – authorizing The Municipal Mayor and Council of The Municipality of Penn Hills to execute a Phase I Consent Order and Agreement with The Department of Environmental Protection relative to The Municipality’s Sanitary Sewer System.

Mr. Underwood seconded the motion.

Mayor Kuhn – Before I ask for comments from the audience I was hoping we would have had more people here tonight and especially the press but I wanted to give some history in regarding our 2008 Consent Order and Agreement. Up until September 2008 Penn Hills had been under a Criminal Consent Decree for more than a decade. All other ALCOSAN Communities were under Consent Order. Through the continual detail work, diligence, accountability, meetings in Harrisburg with State Officials, discussion with Federal Officials, Mayor DeLuca and this Council that is seated kept the fight on going. We were professional in our efforts that we were determined that we would not stop until our Penn Hills residents and our Municipality were being treated on the same level as all other surrounding Communities that were ALCOSAN customers. It wasn't easy, doors were shut we were given no assistance numerous obstacles were put before us their thought possibly was sooner or later Penn Hills will get tired and go away and we didn't and in 2008 we achieved our goal. That success was achieved through the joint efforts of your Mayor and Council, our Manager, our Water Pollution Director, our staff and the professionals at Gateway Engineers, our Engineering Firm. The 2008 Pennsylvania DEP Order, Consent Order known as COA required us to internally televise all Sanitary Sewer Lines within eight years - 243 miles. Physically inspect all manholes, CIS and mark and map entire sewer system, dye test all structures, require removal of all illegal connections. Perform hydraulic design capacity evaluation of sewer lines greater than ten inches. Repair all sewer deficiencies from CCTY inspections, complete nine major capital improvement projects at wastewater treatment plant, equalization facilities and our sewer lines. Submit a major Feasibility Study and semi-annual progress report. Since 2008 the Municipality has spent in excess of 18.6 million dollars to comply with the requirements of the Consent Order Agreement of 2008. No money has been borrowed no increase in rates for eight years and 50% of the surcharge on the sewer rates were removed. Our 2008 Pennsylvania DEP Consent Order and Agreement was set for termination on December 31, 2017. Completion of these mandates is being acknowledged by DEP through the early termination. With the execution of tonight's 2016 Phase I COA Resolution the 2008 COA will terminate two years earlier. The new 2016 Phase I COA contains limited scope of obligations, self regulating new connections into the sewer system to avoid hydraulic overload, reasonable cooperation with ALCOSAN to facilitate truck sewer transfer, exchange information in cooperation with other Municipalities to reduce sewage flow and submit a progress report and a final report. This order that we are voting on tonight will expire June 1, 2018. In comparison to what our 2016 Consent Order that we are voting on tonight in comparisons to what the 2008 it shows that Penn Hills the DEP has acknowledged that Penn Hills has done everything that they were supposed to do and it was done in a time frame of two years prior to when it was supposed to be completed. This Resolution allows Penn Hills to establish our own operation and maintenance plan going forward. In addition some of the work required in the 2016 Phase I COA has already been initiated in the 2013 Feasibility Study which we submitted into the DEP in 2014. For those who have not followed our sewer system I want to tell you that this is a tremendous achievement from where we were. Penn Hills was under a Criminal Consent Decree with EPA and DEP. In 2008 we were able to

have the criminal decree removed and be placed under a consent order that had numerous mandates and now today we are entering into a Consent Order permitting Penn Hills to be involved in the running of our own sewer system. I am proud to serve the Community of Penn Hills and I am proud to work with our Manager, our Finance Director, our Directors, our Staff and our Professional Team and with this dedicated hard working Council. I applaud and thank each and every one of you for a wonderful job well done. Thank you all. It is something to be proud of.

Mrs. Getsy – my question only goes to now that this is all done does this put us ahead of other Communities; are we ahead of the game too?

Mayor Kuhn – well I don't know if we are ahead of the game but I do know that we are now on the same level time wise as other Communities and as I stated some of the work that is being asked to be done in The 2016 Consent Order was already initiated.

Mrs. Getsy – well I appreciate all that you all did on this behalf I remember when this crisis happened and I remember the shame of it and you all should be proud of yourselves.

Mayor Kuhn – thank you very much.

There being no further discussion the motion was approved by a 5-0 vote.

Mr. Underwood made a motion to approve **Resolution No. 2016 - 010** – authorizing The Municipal Mayor and Council of The Municipality of Penn hills to execute a First Amendment to the 2008 Consent Order and Agreement with The Department of Environmental Protection relative to The Municipality's Sanitary Sewer System.

Dr. Kincaid seconded the motion.

Mayor Kuhn – Moe just to clarify for the public these two Resolutions run together one is for the DEP which is Pennsylvania the second one is for the EPA which would be part of the Federal is that correct?

Moe Rayan – yes EPA Environmental Protection Agency which is the Federal Government and that is terminating by signing this Agreement it is terminating in conjunction with the DEP Consent to terminate the 2008 Agreement.

Mayor Kuhn – right so I just didn't want anyone to question why there were two that were so similar.

Moe Rayan – one to terminate the 2008 which is the amendment and this one here Resolution 2016-010 and the other one 2016-009 was to enter into the Phase I Agreement.

Mayor Kuhn – thank you for that clarification.

There being no further discussion the motion was approved by a 5-0 vote.

Dr. Kincaid made a motion to approve **Resolution No. 2016 - 011** – confirming The Appointment of Harold McDonald to The Zoning Hearing of the Municipality of Penn Hills for a Five-year Term.

Mr. Underwood seconded the motion.

Mayor Kuhn – The Zoning Hearing Board Members have five-year terms and their meetings are held on the fourth Wednesday of each month at 7:00 P.M.

Dr. Kincaid – My inquiry was in regards to the Resolution itself but it is self explanatory it is Board where it says Zoning Hearing

Mr. Alexander – it is Zoning Hearing Board.

Dr. Kincaid – so that is an editorial for the Minutes purposes. Thank you.

Mayor Kuhn – and even though we have the Planning Department and other boards we are required to have Resolutions when it comes to placing someone on the Zoning Hearing Board.

There being no further discussion the motion was approved by a 5-0 vote.

Mr. Underwood made a motion to approve **Resolution No. 2016 - 012** – authorizing the renewal of The Automotive Parts Contract with Fayette Parts Service doing business as NAPA Auto Parts until September 30, 2016.

Dr. Kincaid seconded the motion.

Dr. Kincaid – the only question I have Mayor Kuhn is this a Contract, is this the fiscal year that we are dealing with?

Mayor Kuhn – if I am not mistaken Dr. Kincaid from the back up material they had a two year Contract that was voted on and it was adopted and approved on September 16, 2013 for two years and in that year there was an option to renew for one year if both parties were willing to do so so that is what we are passing tonight is the option for the one year additional contract.

Dr. Kincaid – thank you.

There being no further discussion the motion was approved by a 5-0 vote.

Chris Blackwell – I would just like to ask a question where you able to contact Tom Stock?

Mayor Kuhn – I called again and I don't know if the phone number that was given to me by The Municipality I believe it must be a work phone number because the person that answers doesn't act like a family member and I have asked for him to call me and I told what it is in regards to. When I call again Chris I will ask if he will call me or the Planning Department because if he isn't interested I would like to place someone on there.

Chris Blackwell – I was going to schedule it for next meeting.

Mayor Kuhn – o.k. thank you.

REPORTS

Mayor Kuhn – I have a few reports. I had received a thank you note from a Janice Pfeiffer who is the President of the Penn Hills Art Committee and she would just like me to relay to Mayor & Council that is hard to express the gratitude on behalf of the Penn Hills Art Council for getting us the funding for 2016. We don't have other funding because the State cancelled it all several years ago. Would you please honor us by joining us at our Festival Saturday, July 22, 2016 at 1:00 P.M. and she asked me to extend to all Mayor & Council and to the Manager from The Arts Committee for adding them to the budget which I had stated I support the Arts completely because unfortunately all too often the Arts is the first thing to get cut when the budgets are difficult.

Mayor Kuhn - Dr. Kincaid I don't know if you read the Manager's Report that he sent us on the street lighting?

Dr. Kincaid – I did. It was an excellent explanation.

Mayor Kuhn – right so I do want to thank the Manager for the report and I will share it with those in the audience. Dr. Kincaid has asked about the street lights with the LED's and in 2011, 5 Traffic Signals were converted to LED's with Federal EECBG Grant Monies at the following locations:

Rodi /Universal
Frankstown/Beulah/Coal Hollow/Laketon

Frankstown/Long
Frankstown/Duff
Coal Hollow/Verona/Sandy Creek

In 2014 we participated in the Street Light Conversion Project and we converted 20 street lights to LED's.

In 2015 Duquesne Light renewed the Program and Penn Hills participated in the conversion of 20 street lights to LED's for a total of 40 lights that were installed between Frankstown and Shenandoah and continued West and stopped on Frankstown by St. Bart's Church and in 2016 we are proposing to fund LED Conversions for fifty additional street lights along Frankstown at St. Barts and in 2016 PaDot will be converting 3 Traffic Signal Lights through the PaDot Green Light Go Program at Saltsburg/Stotler, Saltsburg/Universal and Rodi/Purity so I do want to thank you Moe that was very informative and like I said besides Dr. Kincaid Mayor Deluca he really led us with getting into the LED Lightings and I did ask you to check to make sure if we know if all the lights are working because we pay for each one of them. And then also in our reports we have here that the Stream Bank Protection Project on Old William Penn Road will close Thompson Run to Jefferson Heights Road daily from 7:00 A.M. – 5:00 – P.M. Monday – Friday and I know that was also in the paper but I didn't know Moe if we could maybe put it on our Web-Site because I am sure it is going to affect some of our residents.

Moe Rayan - we will.

Mayor Kuhn – and last we do have if I am not mistaken it is advertised on our Web-Site and at the Library and at the Senior Center regarding the Town Meeting for The New Municipal Building, Monday, February 15, 2016 at 6:15 P.M. and our regular Council Meeting at 7:30 P.M. and I am assuming Moe that is being put on our Web-Site and in our Library.

Moe Rayan – I believe Maureen forwarded the news to the IT Department to put on the Web-Site and also Cynthia and Maureen prepared the ad for the newspaper as well.

Mayor Kuhn – thank you I appreciate that. And I did want to read a report regarding our Police Officers and Paramedics in the outstanding job that they have done. It is a little bit lengthy but I believe it deserves the attention that it was given.

This morning myself and Greg Shuga were dispatched to 700 Parkway Avenue for a male that was unresponsive, and believed to be in cardiac arrest. Immediately upon dispatch, 221 QRS contacted us via radio, and advised that they had a full crew in station if assistance was needed. We promptly requested them through County dispatch. Upon our arrival, we had initiated care with the assistance of PHPD

Officer Lukacs. The officer responded quickly, initiated first responder CPR, was fully attentive to the needs of the crew, and clearly went above and beyond for the benefit of the patient. The crew from Station 221 had arrived shortly after with a fully EMS trained crew and began to assist with patient care, as the application of the LUCAS 2 Device, the patient regained a heart rate, and his condition appeared to be improving. At this time, both the Officer and the QRS assisted a very difficult extricating from the bedroom to the medic unit and did a fantastic job communicating with the patient's family members in a compassionate way. ARS members assisted us while transporting the patient to Forbes Hospital, where he was eventually transferred to the ICU with a sustaining heart rate.

With cardiac arrest survival rates around 15% nationally, it is imperative that all facets of public safety work together for the best possible outcome. This morning is clear evidence that the EMS delivery system in Penn Hills is working, and improving. I believe with the support of the Police Department, QRS, we will continue to deliver a quality service that our residents deserve. I am very proud of our teamwork, and thank you for allowing us the freedom to make operational decisions that benefit our patients in the highest way.

So Moe if you could please extend to Diane Fitzhenry and the EMT's and Paramedic's our sincere gratitude and applaud for a job well done and if the Officer that worked so diligently if perhaps something could be written up for his jacket I would appreciate that.

Moe Rayan – we will follow up.

Mayor Kuhn – thank you very much.

Mayor Kuhn – we will continue after Adjournment with an Executive Session for Personnel Matters.

ADJOURNMENT

Mayor Kuhn entertained a motion to adjourn.

Dr. Kincaid made a motion to adjourn.

Mr. Underwood seconded the motion.

The meeting was adjourned at 7:58 P.M.

DATE

MAUREEN M. SORCE
MANAGER'S SECRETARY

