

JUNE 12, 2017 COUNCIL MEETING MINUTES

APPROVAL OF AGENDA ITEMS

The Agenda will change. **Resolution No. 2017-035** will be deleted that says Ford Credit Company LLC and replaced with PNC Bank with the same **Resolution No. 2017-035**. **Resolution No. 2017-037** will be taken off the Agenda. Everything else will remain the same. The meeting started at 7:35 P.M.

PLEDGE OF ALLEGIANCE

All stood for the Pledge of Allegiance.

ROLL CALL

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

Also present were Rayan, Manager, Sorce, Manager's Secretary, Blackwell, Planning Director, Schrecengost, Finance Director, Alexander, Solicitor and EMS Director Fitzhenry.

First Speaker was Faith Milazzo - she did a follow up on Litter issue from a previous meeting. Mayor Kuhn and Chris Blackwell, Planning Director spoke on the issue also. Also Mrs. Getsy showed posters for the Litter Program that the Penn Hills Children and High School Students made to put into the different businesses. The Mayor thought they were wonderful. A lot of thought went into the litter signs.

Mayor Kuhn - also let Nancy Hines know how appreciative we are and so wonderful to see what our children in the Penn Hills School District can do. Thank you very much.

Second Speaker - Jace Ransom, County of Allegheny, Community Outreach Specialist. He has sent a letter to me and just to let you know he is with the Department of Human Services in creating various Communities to help our workers see Communities in a strength based way. Often times our new workers do not have any protocol experience in the Community that they are working in and their knowledge of the Community is limited which is very very important that was one of the most important lines in the letter and the next one is even more important. He has here that we would like their first experience to be a very positive one and the foundation by which they see the Community and its residents. The neighborhoods in which our families live are unfamiliar territory. And their knowledge of these areas is based solely

on here say, what is said in the news and often leading to negative stereo typing and even fear of the Communities and that is so accurate and unfortunately when you aren't involved in that certain Community you base your opinion on that Community based on what you hear adults saying, what you see on TV, what you hear the media saying and it is sad because of the fact as I always say information is your most important tool and misinformation is your most damaging. So I think your concept is really well taken and so we are going to listen to your presentation.

Jace Ransom - thank you Mayor - I am here with my colleague Towanda Clark. I want to thank Mayor and Council for providing us an opportunity to share about an experiential learning event called The Community Experience. It was brought out of our desire to support the Foster Care Agencies that we contracted with to recruit families from eleven specific Communities here in Allegheny County. Penn Hills is one of those Communities. They were tasked with recruiting families specifically for teens or specifically recruiting families to foster teens rather in these eleven Communities. As we moved along in the process we realized a couple things: 1. That the recruiters that were working for our Foster Care Agencies were not from the Communities that they were recruiting from therefore they had very limited information or understanding about the Communities. 2. The information as you shared in the letter there the information that the recruiters had and the workers that were working to recruit with them was information that was given second hand or third hand and information that was given from the news. All that information was negative or the majority of that information was negative and so in order for us to support them in recruiting families in these Communities we began a process in looking at how can we create something that would allow them to see the Community in a strength based way and that is how The Community Experience was birthed. Towanda is going to share a little more specifically about The Foster Care Agencies.

Towanda - so why is The Community Experience so important and the reason it is important is because the eleven Communities are actually the Communities that our teams come from and one of the first things that I remember one of the teams saying to me when we started this process was that just because my address changes my connection to my family, my connection to my Community, my connection to my friends and my school shouldn't have to. Every time a child transitions within The Foster Care System they fall behind academically at least four to six months. It is really unfair to take a child out of the Community of Penn Hills where they have grown up at and where they are comfortable with and put them in an area like Bethel Park where they are not familiar with that area and they are not familiar with that school system. What we really wanted to do was we wanted to make sure that our workers were really looking at finding homes and keeping our teens in the Communities that they came from so that they could be more successful. That is what The Community Experience is about. It is an experiential learning activity. When you talk about taking theory and putting it into practice they learn about working with Communities and learn about working with people from a theoretical standpoint but The Community Experience gives them an opportunity to actually connect and become acclimated to the people in the community,

to the stores in the Community and to a number of individuals in the Community and really what it is about it is about a treasure hunt. It is about finding the treasures in the Community so what we do through this experience is we give them a list of riddles that are connected to the Community and they go out throughout the day and they have to find various places in the Community. One of the places might be Turners another place might be Penn Hills School District. Places that they are not familiar with but are important to the youth that come from the Community and it helps to give them a better understanding. We have done this before. We have done it in Wilkinsburg. We have done it more recently and it is going to be pretty popular and so now our case work staff is going through The Experience as well and the feedback that we received from it is that they learned a lot that the Communities are much more than what they had seen through the video of media on television and actually having an opportunity and being out and connect with people means so much more.

Jace Ransom - so the pilot started last year around September and it was in Wilkinsburg and Towanda stated they had an opportunity to go out and meet business owners and meet residents and get a sense of the Community from a much more broad perspective, a strength based perspective. One of the kind of the cherry on top of the sundae stories is there were four young ladies that were a part of The Experience during the day and they had the opportunity to go out and do all those things and they came back along with the rest of the group and we had a great discussion and they also shared about some of the sights that they were able to obtain from The Experience. Towanda and I had left after we finished to collect the posters in the Community that we had placed and low and behold these four young ladies who never had been in Wilkinsburg before were coming out of a cafe and it was in Wilkinsburg and I happen to see them and ask them what are you doing and they told me we love this place so much that we wanted to come back after The Experience to hang out. That told us that there was change going on here in perception in people getting comfortable with not with just the work that they are doing but also the people that they are working with and supporting. So we believe that that same experience will happen here in Penn Hills and so we are in the process of creating this experience for another set of workers that are working for the Foster Care Agency that we have partnered with and it is going to happen in August, August 10th here in the Community. So we just wanted to have an opportunity to share a little bit about that experience.

Mayor Kuhn - so what I am taking from the letter and your presentation tonight is you have you are in charge of foster children, is that correct? The case workers that is what they do they place foster children in different families in different Communities?

Towanda - we do separate rules and Jace and I work together and we work separately as well but our role for this particular experience is that we work with our stake holders who are responsible for finding homes for our teens and hopefully they find those homes in areas that our teens come from and then the other part is with our CYF Case Work Staff so that they understand that the Communities that these teens come from as well so we not only work with our stake holders but we also work with our

CYF Staff helping them to understand and build relationships with the people in the Community as well.

Mayor Kuhn - so what you are trying to do is educate your case workers?

Jace Ransom - yes educate everyone. Everyone that we work with. We are trying to educate them in the strengths of the Community.

Mayor Kuhn - so that you are actually not sending someone who is from another area and doesn't even know anything about Penn Hills that is where you are sending that case worker into Penn Hills so that they get a feel of what the Community would be and then that way they are familiar on placing a child in that area, is that correct?

Jace Ransom - placing a child and supporting the families, exactly.

Mayor Kuhn - and this is from the County of Allegheny and I am assuming that is who funds this?

Towanda - that is right.

Mayor Kuhn - so what did you really want from Mayor and Council on this just to make it known that this is going to take place in August?

Jace Ransom - two things yes. To make it known that it is taking place in August and secondly The Mayor of Wilksburg, John Thompson had provided and graciously agreed for the several Community Experiences that we have had to kind of do a send off for the participants in the event and so we would love if you would provide an opportunity for that to happen here as well or a representative from Council to do that. It is the tie in to the Community that we are trying to see our case workers or trying to help our case workers see.

Mayor Kuhn - if you could write down exactly what it entails and what you would like us to do then Mayor and Council will discuss it and whomever would want to be involved in it then we would have a contact number to get in touch with you is that alright?

Jace Ransom - that is great.

Mayor Kuhn - ok thank you so much.

Mrs. Sapp - I would just like to say that this is an excellent idea and I am very excited for your treasure hunt to take place here in Penn Hills because we have rich history here and when those case workers come in and learn the history and the value of Penn Hills they are going to be shocked and amazed and instill that into our children and give them the history of where they are from and what their Community is worth

and they are going to want to become more productive citizens so I am very excited about that so good luck and thank you for selecting Penn Hills.

Jace and Towanda - thank you again.

Mayor Kuhn - Eric Ruperto is the next resident to address Council and I did receive your letter and I did receive one from Mr. Papa in regards to the same information. Now Mr. Papa and I go way back because we served on Planning together so I know that his letter was very informative to me and he knows the rules of the Municipality as well as anyone because he was Chairman of the Planning Committee for many many years so I will let you address to Mayor and Council but before you do I just had some statements that I was giving to the Manager and to Chris tonight in regards to this and the one question I have is we do have a Noise Ordinance and a time allowing for machinery allowed to be in use, is that not correct or is that just for the gas wells?

Chris Blackwell - the Noise Ordinance does not have a time limit. It does not. There are very few things major excavating, coal mining that actually have a time frame in the Ordinance, however, any kind of noise like this is disturbing the peace so you call the Police. So I could go further in what I discovered today but to answer your question no there is not a time limit on this and this is not a gas well it is a regulator station and it is not dangerous but I had more information for you when you are ready.

Mayor Kuhn - I thought that the gas, I knew that we do have a Noise Ordinance that is across the board but I had thought that the gas wells that they couldn't start before a certain time and end by a certain time.

Chris Blackwell - that is correct. The actual drilling the installation of a gas well we put a time limit on them and if you were to call we would say we are going to have no time limit unless we get complaints and if we get complaints then we are going to say during day light hours or seven to seven Monday through Friday. And then often times we would tell the residents we would say you can listen to this three or four days twenty four hours a day or for three months every day and often times the Community will say we will deal with the noise. In this case I have more information I spoke with Don Andrew the Director of Regulator Stations at Peoples Gas this afternoon. He informed me that the Code Enforcement had gone out there in October and we have been receiving complaints about this quite often. It has a valve on it and they regulate to increase or decrease the amount of gas passing through this large pipe and Code Enforcement when they went out the first time it was very loud and they talked to Peoples Gas and Peoples Gas slowed it down and it became intermittent so now Code Enforcement has been back several times and yet it is not loud when they are there. So we continue to get complaints and I saw that you Mr. Ruperto was coming to speak today and he has a petition of neighbors and it is unfortunate that it has come to this point that Peoples Gas hasn't taken care of it but I have spoke to the Director of Regulator Stations, Mr. Don Andrew today and he recorded the sound of the noise and

sent it to the manufacturer of the valve and they came out Friday and they were horrified it is not suppose to make that noise and I looked at air photographs from the seventies it has been there a long time.

Mayor Kuhn - from both the letters that I received they feel that this has been there for a very long time.

Chris Blackwell - so this valve apparently something is wrong with this valve and it has made it like a whistle so it sounds like a whistle so they came out Friday and they looked at it and they ordered parts and they can't promise it will be done this week but next week they hope to have the issue resolved and Peoples Gas told me that Don Andrews apologized what this inconvenience has caused everybody.

Mayor Kuhn - o.k. because to be honest with you from the letter I received both from Mr. Ruperto and from Mr. Papa they did not get any consideration from Peoples when they called and that was very upsetting.

Chris Blackwell - or us right.

Mayor Kuhn - and also from our Code it was like nobody even knew this station existed so you are going to tell Mr. Ruperto that they came out last Friday?

Chris Blackwell - last Friday and I talked to Mr. Ruperto this morning and said come to Mayor and Council and I understand his frustration and I didn't have this information then. I have been calling and waiting for calls to come back and he called me this afternoon and gave me this information.

Mayor Kuhn - o.k. so this is where it is at. They did come and tore it down and did see that there was a problem because I couldn't understand if it was there that long why all of a sudden you would have this sound and not had it in the past year.

Chris Blackwell - it is not suppose to make that sound. There is something wrong with it.

Mayor Kuhn - oh there is something wrong with it. They did acknowledge there is something wrong with it and they have already torn it apart and they said that it will be replaced within

Chris Blackwell - he said next week and then he called me back and said he can't promise next week. That kind of equipment you don't just buy off a shelf.

Mayor Kuhn - but we do have it documented, who you talked to, what they said and if it isn't done within two weeks then there will be another follow up call.

Chris Blackwell - absolutely.

Mayor Kuhn - o.k. I am sorry I just wanted to get all the information out to you so that you were aware of what we had looked into on this.

Eric Ruperto- 27 Pecan Drive - This is my daughter Emily and I am a lifelong resident of Penn Hills and I have lived in this Community for 48 years. I have owned my current house for the last twenty years. For the last nineteen years I have had no problem with this station and it has been there since I moved in. I did stop in to see Meg Balsamico last week to find out when the station went in and nobody knows they think it has been there quite a long time as you have said. I have been experiencing a problem with the station approximately going on a year now. It was sporadic last year and I wasn't sure where to turn to so I called Code Enforcement and I really couldn't get any resolution there. As Winter came it became less of an issue because the house is closed up. This Spring starting in the beginning of May it was unbelievably loud. When I say unbelievably loud it is so loud when it is was running at high pressure we actually have to shut the doors and windows in my house and that still doesn't drown it out we have to put on a TV or a radio. So when it got this loud I took a walk up into the woods and I seen it is Peoples Gas and they have an emergency plaque on it and I called Peoples Gas and I had to move approximately 200 feet away from the station just to talk on the cell phone. Peoples Gas don't even know where it is at. This is there emergency response that I had called. There station has a plaque number on it to identify what it is. It is RE279 in case there is an emergency you give that number and they send out somebody. They wanted to know if I could give their technician directions on how to get there because they have no idea on how to get there. O.K. so how this can't be an emergency issue also I don't know because we are talking about large gas lines. The facility it is not a building it is a bunch of piping and equipment approximately the size of this room and a large fenced off area with bobbed wire on top of it. O.K. they sent out a technician and nobody got back to me. The problem persisted. Over the course of the last month and a half I got thirteen calls into Peoples Gas, eleven of those calls went basically unresponded to until I talked to Meg Balsamico last week and I thank her very much for her help. She got me a direct contact to Peoples Gas. Not knowing what department this is and getting no answers from Peoples I am not sure where to go with this. My contact with Peoples is a supervisor by the name of Radine and she spoke to me on June 1st and she knows and Peoples knows they have a problem up there. She told me they are going to cut back the pressure in the line and sometimes let me let you know that this station will run for 16 straight hours so if you think of a kid blowing a whistle in this room for sixteen straight hours that is what is sounds like. We actually lost use of our property here over this. I actually got a petition with seventeen other home owners in the immediate area that are affected and I am sure there are a lot more than that. Radine told me that they would turn back the pressure and they know they have a problem and they have engineers looking at it. OK. so I figured they were going to get the ball rolling on this. They shut it down for the evening and the next day they ran it for approximately 8 hours and that Sunday they ran it I got up at seven in the morning and it was running and it was still running at ten at night when I went to bed. OK I will take the week to take care of it. The whole week goes by and I come home

from work on Friday and the station is as loud as it has ever been. I called Radine and she says well we have engineers looking at it and I said same line that you told me a week and a half ago. They don't know what the problem is and I said Radine can you tell me what the timeline is on this. I lost use of my property for the last month and 1/2, seventeen other home owners also so how long is this going to go on? Well we don't know what the problem is yet. Well you told me you had engineers out there to look at it and you still don't know what the problem is. I said I don't know where to turn and I am letting you know I am getting a petition together I am going to Penn Hills and asking them for some help, for some resolution in this matter. I can't live like this anymore. Our neighborhood is a fantastic neighborhood. A lot of the residents have been there a long long time and I still believe in the Community. I am raising a family in this Community but if I can't get this issue resolved I got to go. I can't live like this. A prisoner in my own house. So I am just looking for some assistance in which way to go with this.

Mayor Kuhn - and nor should you have to live or any other neighbor have to live under this. Now the thing that is concerning to me is when the Municipality contacted them they are telling you that they already came out and tore it apart.

Chris Blackwell - I am not sure of the turn of events they must have gone out and looked and turned it down and they can speed it up. It is a regulator so they can increase or decrease flow. I believe they tried to turn it down to make it make less noise but they weren't sure what was wrong with it. They recorded the noise and the manufacturer said it is not suppose to make that noise.

Mayor Kuhn - the thing of it is this is a pressure valve that is making this noise?

Chris Blackwell - it is a transmission line where a large pipe comes out of the ground and there is some kind of regulator that they use to control the flow. I am not sure of the details. They said it is not dangerous.

Mayor Kuhn - really and truthfully you are going to have to tell Peoples that if this isn't corrected immediately then I suggest it be shut down until it is corrected because I mean the whistling is maddening enough but what are we going to do wait until something happens.

Chris Blackwell - it functioned for many many many years without making noise and I think the problem is really that they didn't pay attention to residents and then finally when Meg and I started calling, now they are doing something about it. It is unfortunate that it took this long to get there but I think that it will be resolved. It didn't make the noise before.

Mayor Kuhn - Moe do you have any information on this?

Moe Rayan - well I am just thinking maybe if it doesn't get resolved by the time frame that the gentlemen Director mentioned to Chris our next step is probably try to assist by going to The Pennsylvania Utility Commission and that would be the next step and I was going to ask Mr. Ruperto if he contacted them apparently not, right?

Mr. Ruperto - I had contacted several different agencies a lot of them told me this was handled at the local level that Penn Hills would set the Ordinances and the Codes.

Moe Rayan - we will follow up on this and then our next step will have to seek the Utility Commission if they don't respond or go through the violation process again but nothing will back that up in terms of the Noise Ordinance. But we will look into it.

Mr. Ruperto - I did do some research on it. Other Municipalities when it became such a nuisance had actually forced not Peoples but other gas companies to move the station. These stations go in remote areas. It was probably a remote area in the 50's but Penn Hills just blew up and now it is surrounded and there are houses everywhere. I said for nineteen years this hasn't been a problem and all of a sudden it is a problem. Peoples acknowledges that something is wrong there they are just not fixing it.

Mayor Kuhn - and Chris this is the thing. First of all this does fall on us now. Not on the resident. So Peoples has to be made aware of the fact either you or Moe that this is not acceptable and if they say it was going to be done within the week. Still a week of listening to that noise is not acceptable and number two our concern is why is it making the noise there has to be something wrong and I am not going to wait until there is some type of tragedy that happens. So they are not going to put this on the back burner and say well it will be a week but I can't guarantee a week. Well they better guarantee something because if they don't then they are going to have a problem because Penn Hills is not going to sit here and wait until it is at their convenience and had they listened to the complaint of the resident in the first place then this wouldn't have been an issue. So I want that tomorrow morning this be delivered to them and I want a set time as to when this is going to be taken care of because of the fact that this is not acceptable and no resident of Penn Hills should have to put up with this. I would not want to put up with it in my home and I am sure nobody else would. Besides putting up with it this long I am worried about safety. They say well it is not anything that you have to worry about well I will tell you what you didn't even fix it for a year that it has been going on so how do you know if it is a problem or not. So I want it to be known to Peoples that we want an answer at the end of the day just what is going to transpire and if we don't then we will go

Moe Rayan - well we will start with the Fire Marshal's Office tomorrow morning Mayor.

Mayor Kuhn - o.k. and if you could give me a follow up of who you talked to and what was stated and if you could send it also to Mr. Ruperto I would appreciate it because of the fact like I said Peoples if they would have listened to our resident they

wouldn't have this so now they didn't so they opened up a can of worms and it is going to be their problem not my residents problem. Thank you very much.

Mr. Ruperto - who should I deliver the petition to?

Mayor Kuhn - you can give it to the Manager.

Mayor Kuhn - is your name Emily? Well Emily it is nice to see a young person here and you see how Government works.

Mr. Ruperto - thank you for your time and your assistance.

Mayor Kuhn - thank you.

MINUTES

Mr. Underwood made a motion to approve the **Minutes of May 1, 2017**, Council Meeting Minutes.

Dr. Kincaid seconded the motion.

Mr. Understood abstained he was absent from that meeting.

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

EXPENDITURES

Dr. Kincaid made a motion to approve the **Expenditures of May 15, 2017**, Journal Vouchers 0, \$0.00, CD Requisitions 10, \$6,546.14, Checks 37503 - 37628 - \$1,051,248.72, making a Grand Total of \$1,057,794.86.

Mr. Brodnicki seconded the motion.

Mayor Kuhn - I just have one comment. On this expenditure and on the next expenditure there is a check for the May 15th it would be Check No. 37603 to Don Kuhn Auto Body for \$600.00 rental. I had received a comment and I don't usually address a comment to me that isn't signed but in this case I feel I will. It was addressed to me saying that they thought it was terrible that Don Kuhn Auto Body who is my husband is getting \$600.00 a month for storing vehicles. So I had no one to send the information back to because of the fact they did not sign their name or give their address. So I just want to make I hope that they will read the Minutes or if they are in the audience today that they understand my explanation. My husband does own Don Kuhn Auto Body and he does have a separate garage and it is separated into two sections . The one section is a small section and the other section is a larger section. When the Manager and the Chief of Police came down to look at the property we did not send in saying that we

were interested in renting it to the Municipality and the smaller section at that time was being rented for \$1,300.00 a month and the Manager and the Chief came down to see about storing cars whenever they the FBI have to come in and check them the State the County and what have you. I said to my husband I cannot go down and negotiate because of the fact I was on Council at that time so I told him to go down but I said Don you get \$1,300.00 a month for the smaller section do not come up with less than \$1,000.00 a month. When it was all said and done he came up and he said they are going to take it and I said what did you charge them and he said \$600.00 a month and I said you will never do any negotiating again because at six hundred dollars a month that includes the water, the sewage, the electric, and the heat. So in the winter months it costs Don Kuhn Auto Body for the Municipality to be down there. So I just wanted to clarify it and I wish the person would have signed their name because then I would have called them personally and I wouldn't have to do it at a public meeting.

Mayor Kuhn - abstain from Check No. 37603 to Don Kuhn Auto Body for \$600.00 and yes on all others.

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

Dr. Kincaid made a motion to approve **The Expenditures of June 12, 2017**, Journal Vouchers 2, \$1,144,927.91, CD Requisitions 7, \$38,692.30, Master 37629 - 37860 - \$2,323,457.04 making a Grand Total of \$3,507,077.25.

Mr. Underwood seconded the motion.

Mayor Kuhn - I will make another comment on this because there is another Check No. 37828 to Don Kuhn Auto Body and just to say first of all it is pretty soon going to be a mute question because when The New Municipal Complex is being built there will be provision for cars that have to be impounded there so he will no longer have that contract and secondly it is on the expenditures once a month and that is why we have expenditures so if anybody has a comment they can come up and ask and then it would be explained. Thank you.

Mrs. Kuhn abstained from Check No.37828 for \$600.00 to Don Kuhn Auto Body and yes to all others.

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

ORDINANCES

Mrs. Sapp made a motion to approve **Ordinance No. 2017-2596** - creating and establishing a Shade Tree Commission for The Municipality of Penn Hills.

Mr. Brodnicki seconded the motion.

Mayor Kuhn - I know that Kathy Raborn came to our May 1st Meeting and presented this to Mayor and Council and we were all very much in favor of the proposal so that now it is an Ordinance to be voted on tonight.

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

Mr. Brodnicki made a motion to approve **Ordinance No. 2017-2597** - changing the name of a portion of South Joslyn Drive in The East View 2nd Plan of Lots to Keefer Drive.

Dr. Kincaid seconded the motion.

Mayor Kuhn - I have one. Just for the audience and the media the Planning Department received a letter from residents of 204-208 South Joslyn Drive requesting that the name of their street be changed from South Joslyn Drive to Keefer Drive. 204-208 South Joslyn are located at the end of Keefer Drive. A review from the air would reveal that these two homes are far removed from the rest of South Joslyn. A large portion of South Joslyn remains as unimproved vacant land. This causes confusion for mail delivery and the receiving of visitors and emergency services. So that is why they presented this to Mayor & Council. Chris thanks for the memo as usual.

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

RESOLUTIONS

Mr. Underwood made a motion to approve **Resolution No. 2017-034** – awarding a Contract to Pampena Landscape and Construction, Inc, for The Lincoln Park Community Center UFAS Upgrades for The Contract Price of \$14,400.00.

Dr. Kincaid seconded the motion.

Mayor Kuhn - we did receive six contracts. Proposals from six contractors and so it is recommended that we go with Pampena Landscaping. The bid has been verified.

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

Mayor Kuhn - we are revising is that correct Moe?

Moe Rayan - this particular Resolution authorizing the Municipal Manager to enter into a Lease/Purchase Agreement with Ford this particular one will be deleted and revised with the other Resolution with the same number 2017 - 035.

Mr. Brodnicki made a motion to approve **Resolution No 2017-035** - authorizing The Municipal Manager to enter into a Lease/Purchase Agreement with PNC Bank for Five (5) 2017 Ford Focus SE Hatchbacks for The Department of Code Enforcement.

Mr. Underwood seconded the motion.

Mayor Kuhn - before I have comments from the audience I asked the Manager to explain why the change was made.

Moe Rayan - originally when The Code Enforcement Director sought proposal from different financial institutions to Finance for the vehicles he received quotes from Ford Motors and also from PNC. The original documents that we received from Ford Motor did not identify some of the items that we received this past week and the final documentation for signature. We discussed it collectively myself, Code Enforcement Director John McCafferty and the Finance Director Ed. We looked at the documents and we didn't feel some of the provisions in there needed to be met. If you look in that particular Resolution we didn't feel comfortable filling the tax exemption form based on the instruction sheet that we received from Ford Motors. It did identify a dollar value but it did not comply with the amount that we were leasing so therefore we decided to go with PNC, however, PNC's interest rate it is less than the interest rate that was provided by Ford Motors which with the annual debt service will be higher than what Ford Motor supplied us and we asked the question and we tried to verify these numbers and we were told that these numbers were correct but mathematically we weren't able to verify it so we decided to go with PNC Bank. You can look in the initial documents for Ford Motors the third sheet from the back prior to the information return for small tax exemption in the government bond issue lease installment sales that form requires the Finance Department to write the number that was exactly borrowed or leased whereby Ford Motors asked us to the issue price of \$65,000 which is \$25,000 less than what we were leasing so we didn't feel comfortable doing that. We didn't want to go any further with this particular lease agreement. We felt that their price was a little less because we were getting \$18,000 in advance so we didn't want to do that. That will roll into our end of year balance.

Mayor Kuhn - thanks Moe.

Mrs. Sapp - What will happen to the old vehicles?

Moe Rayan - the old vehicles will go to and be sold on Municibid. It is an internet based option that a lot of local and state government go by and it provides for other individuals to bid on the products as well.

Mrs. Sapp - thank you.

Moe Rayan - you are welcome.

Mayor Kuhn - I just want to acknowledge and thank our Manager and my Finance Director sitting over there for a good job as always. Ed is one of the best Finance Directors you could possibly ask for and he does a good job as does our Manager and I appreciate the fact that you looked into this and found that we had a better solution. Thank you gentlemen.

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

Dr. Kincaid made a motion to approve **Resolution No. 2017-036** - authorizing the Execution of a 4-Year Lease Agreement with Stryker Flex Financial of Kalamazoo, MI, for Four (4) LIFEPAK 15 Cardiac Monitor - Defibrillators through The Pennsylvania COSTARS Program.

Mr. Underwood seconded the motion.

Mrs. Sapp - I am just curious to ask is it the norm for the Municipality to lease the equipment? That is my first question.

Moe Rayan - yes normally we lease equipment to buy them at the end of the lease for \$1.00 instead of coming up with the entire amount. If the interest rate we feel that it is reasonable versus dishing out the amount all at once. All of these things are evaluated. This particular contract is on the COSTAR which is the State Contract so it does not require separate bidding because the State already had conducted that stuff for us so we kind of piggyback on the State for that or the County whichever the Contract belongs to.

Mrs. Sapp - so other State Programs they usually have Grants for this type of equipment. Were there any available for our Municipality?

Moe Rayan - well we are always looking for Grants. The EMS Supervisor constantly is looking for Grants and this particular one actually it came just in time because the Phillips Monitors that we have they were no longer supported by the manufacturer in terms of their repairs and upgrades and so on and so forth but in terms in looking for Grants we are constantly looking for Grants. Every Director they take it upon themselves they go after it and most of them get processed through Chris Blackwell's office through the Planning Department and other Directors the Chief goes after them, Diane Fitzhenry, Supervisor for EMS they go after, Public Works, Parks all these folks are constantly looking for money but unfortunately we are not successful all the time but from time to time we get money.

Mrs. Sapp - so if any one, a citizen would come across some information with regards to a Grant they can just contact the department, is that right?

Moe Rayan - oh absolutely they can contact my office and I can distribute the information.

Mrs. Sapp - and finally my last question what happens after the four years does the equipment become obsolete?

Moe Rayan - depending on these types of products it is constantly upgraded with new software and stuff like that so it is better to move on and get new equipment.

Mrs. Sapp - thank you.

Mayor Kuhn - I just have one comment it is really a question on the second page here we have that Stryker reflects financial business and reserves the right to adjust the payment prior to contract commencement in order to maintain current economics of this proposal transaction, so they have the right to adjust it until we vote on it, right?

Moe Rayan - right.

Mayor Kuhn - what is the basic Diane maybe you can answer this life span of these being that Mrs. Sapp brought up about the fact that once the four years are up are these obsolete and then would we have to go into a new.

Diane Fitzhenry - generally you can get about ten to fifteen years out of a cardiac monitor. Currently we own two of our six monitors, four of them are owned by an outside agency so when we received word that Phillips is no longer producing their monitors due to FDA problems with the FDA and getting things approved so they stopped production and they are not selling any additional units and they are not going to be able to service our current units beyond the next couple of years so we did go out and seek prices. We had sought prices last year from Phillips but now we had to utilize other vendors. Stryker recently bought out Physio Control. Stryker produces a wide variety of medical products including some of the power stretchers and some of the things that we bought so in addition to the COSTAR pricing which is really the ceiling price that they can sell the items for we were eligible because we also own power stretchers and Lucas Devices we were also eligible for a substantial discount and I have a couple of very old Physio Control Monitors that are no longer able to be used that they are taking those for a trade. So we are getting another couple of thousand dollars as a trade in value on that so based on what I already had in the budget the best way to go was with a lease/purchase because this is expensive equipment but it should last ten to fifteen years and that is why it is so expensive.

Mayor Kuhn - so we are saying that the life span could be ten to fifteen years?

Diane Fitzhenry - yes Mayor.

Mayor Kuhn - and this is paid off in four years?

Diane Fitzhenry - yes Mayor.

Mayor Kuhn - just so the people understand that when we say it is a lease/purchase it is not like a vehicle that you lease and at the end of the four years they take it back. At the end of the four years we pay \$1 and then we own them.

Diane Fitzhenry - actually at the end of the four years I don't even think on this one that we owe them \$1.00 I think it is just the four payments and we are done. We own them and then we will continue to buy service plans through Stryker and Physio Control so that any additional computer updates or things that are done with them can be done through our service policy at a much discounted rate for us and for anybody who doesn't know what a Monitor Defibrillator is it is a piece of advanced life support equipment that we use in the ambulance on a daily basis to check the cardiac rhythms of our patients and if the person is in cardiac arrest we are able to shock them that is the defibrillator function. They have a wide range of functions that we utilize on a regular basis. They meet all of the current protocols and things like that.

Mayor Kuhn - well this is good and Diane thanks for all the research that you did on this.

Diane Fitzhenry - I appreciate your support. Thank you.

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

Mayor Kuhn - Resolution No. 2017-037 was deleted from the Agenda.

Mr. Brodnicki made a motion to approve **Resolution No. 2017-038** - awarding a Contract for The Penn Hills 2017 Demolition -- Package 10 to Allen Demolition for The Demolition of 8642 Pershing, 6703 Leechburg, and 1025 Hamil for A Total Cost of \$25,400.00.

Mayor Kuhn - Moe before I ask for a second on the Motion I see on the memo that was sent to us that there was 313 South Trenton on the Memo but that is not on the Resolution so I did not know if that was just a typo or are we not doing the 313 South Trenton?

Moe Rayan - that is a typo I believe.

Mayor Kuhn - o.k. so we are to include that in the Resolution, correct?

Moe Rayan - correct.

Mayor Kuhn - now Solicitor how do I go about revising should Mark just add to it that the Resolution includes 313 South Trenton.

Craig Alexander - that is correct he would amend his motion to include S. Trenton.

Chris Blackwell - that is the address of the Contractor. I Am sorry. South Trenton is the address of the contractor.

Mayor Kuhn - the motion will stand as presented.

Chris Blackwell - sorry I jumped in.

Mayor Kuhn - that is ok. thank you.

Dr. Kincaid seconded the motion.

Faith Milazzo - 121 Castle Drive - You don't have to address this now but a number of us we are not sure how houses are decided to be demolished so if someone could explain it to us in like a minute or two I know the meeting has gone long but if it would take longer than that just an e-mail. I am specifically asking there is a house on Althea and it has been abandoned for years, at least four years. The taxes haven't been paid according to the County for at least four years and we are just wondering just so we know just how that is decided. If there is a quick explanation great if not if someone could e-mail me that is fine too. Thank you.

Mayor Kuhn - I think the Manager can give you that answer.

Moe Rayan - We can give you additional information but real quick the Code Enforcement Department they respond to complaints from the neighbors like yourself so if a house needs to be demolished and of course they just don't go by that so they go out and review the integrity of the structure itself and if it is inhabitable or if it is unsafe or whatever the case may be and they evaluate or grade them if you will and based upon the available funding which ever if it is structurally unsound and then that would constitute the demolition of the property. Taxes and so on is not a factor that people are not paying taxes the safety is more important to us and the cost of the demolition for each structure is subsequently filed by the Solicitor's office down with the courts. If you need any additional information we will get it for you.

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

Mr. Underwood made a motion to approve **Resolution No. 2017-039** - ratifying The Action of The Municipal Manager who entered into a Thirty-six (36) Month Contract with EarthLink Business LLC to continue to provide Telephone Service to Municipal Owned Facilities.

Mr. Brodnicki seconded the motion.

Mayor Kuhn - Just so the audience is aware we did receive a memo from our Manager that this is a 36 Month Contract that offers the Municipality three credits of \$2,941.18 to be applied to our first, thirteenth and twenty fifth month bills and there will be no charges to our current pricing. So that is good news Moe.

Moe Rayan - no changes.

Mayor Kuhn - I am sorry no changes to our current pricing so nice job Moe.

Mrs. Sapp - I just wanted to say Moe good job that was an \$8,823.54 savings.

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

Dr. Kincaid made a motion to approve **Resolution No. 2017-040** - authorizing the Execution of a Contract between The Municipality of Penn Hills and Hoffman's Boarding Kennels for Animal Control Services for a Two-Year Period in the Amount of \$30,000 Per Year.

Mr. Underwood seconded the motion.

Mr. Brodnicki - Is this an extension of the last contract?

Moe Rayan - it is a renewal for two more years.

Mr. Brodnicki - after this two year period are we going to rebid it then.

Moe Rayan - it is Professional Services depending upon the way if we have an issue with the Contractor we bid it about two contracts ago and we weren't successful as far as vendors out there but yes it is our option to either bid it or not to in this case it would be considered professional services.

Mr. Brodnicki - in the past has any no kill shelters bid for it?

Moe Rayan - no I don't believe so going back I don't recall any but I can check to see if I can get you some answers but I don't believe we had a no kill.

Mr. Brodnicki - o.k. thank you.

Mayor Kuhn - o.k. just for the audience this is a two year contract for animal control and it can be automatically renewed with Council's vote and there is no increase in the price and no changes from the previous contract.

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

Mr. Brodnicki made a motion to approve **Resolution No. 2017-041** - authorizing The Municipal Manager to enter into an Agreement with The Pennsylvania Department of Transportation and execute All Documents with the same for The Conveyance of a Portion of the Property owned by The Municipality known as Block and Lot 631-B-255.

Mr. Underwood seconded the motion.

Mayor Kuhn - This Bota Road is in the area of Milltown, is that correct?

Moe Rayan - that is correct. Right there by the field going up the road you can see the guide rail and everything is separating from the roadway. A slide had occurred. It is actually a little piece of a hillside that Penn Dot asked us to convey the property to them so they can bench the slope up to retain the roadway. Their roadway.

Mayor Kuhn - thank you Moe.

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

Mrs. Sapp made a motion to approve **Resolution No. 2017-042** - authorizing The Municipal Manager to automatically renew a Contract with Keystone Collections Group for an additional Three (3) Year Term for the collection of the Municipal Real Estate Taxes, the Local Service Tax, and the Business Privilege/Mercantile Tax effective July 1, 2017.

Dr. Kincaid seconded the motion.

Mayor Kuhn - Moe I just have one comment. Is the school district still using Keystone?

Moe Rayan - the school district renewed with them for one year so it will be the upcoming tax year.

Mayor Kuhn - my question for that is because of the fact as we have discussed earlier that if the school district was using Keystone then we had to make sure that Keystone was going to have an office in the Municipality for the residents but being that they are for at least one year then that office will remain intact.

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

Dr. Kincaid made a motion to approve **Revolution 2017-043** - approving a Sewage Module for Plan Revision and New Land Development for 7190 Saltsburg Road, Penn Hills, PA.

Mr. Underwood seconded the motion.

Mayor Kuhn - this is being passed Moe because of the fact from the memo that I received it is our responsibility that the sewage disposal needs of the Municipality lies with the Municipality so those cost are the Municipalities cost, is that correct?

Moe Rayan - no the engineering firm conducted all the necessary calculations and submitted that to us and this is for DEP. I believe Act, I can't remember the Act Number we had it in the memo that we have to tell them that it is not going to cause us any future overflows based on adding that particular facility in place.

Mayor Kuhn - so then

Moe Rayan - they didn't have to pay.

Mayor Kuhn - they didn't have to pay and Tom O'Grady reviewed and signed off on this, correct?

Moe Rayan - yes. DEP requires that.

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

REPORTS

Mrs. Sapp- I just want to make a report on the Penn Hills Memorial Day Parade. It was a great success, the day was beautiful and all who took part in the planning did a wonderful, wonderful job. It was a great day.

Mayor Kuhn - Thank you Cathy for bringing up the Parade. It was a wonderful Parade and we are always so proud that Penn Hills honors our Veterans by having a Memorial Day Parade. Another report I have is that I did receive a letter from ALCOSAN from Arletta Scott Williams. Arletta is the Executive Director of ALCOSAN and we have had many meetings with her and we have had several discussions with her regarding the Regionalization. She did send me a pamphlet which I went over and highlighted some information on it because of the fact that they do touch in the pamphlet slightly on our Regionalization and so I don't know if the other Council received this packet it has several comments in it, two pages in fact on Regionalization but there is nothing showing what the cost figure will be for Regionalization and as everyone knows this Mayor & Council are very concerned because we don't want our residents paying twice for the sewer problems that other Communities have which we have taken care of on our own. I do have a report for you Moe, I received a letter regarding problems at 721 Churchill Avenue and some of them are serious so I was just wondering if you could go over that?

Moe Rayan - well right now this particular report is being reviewed by Chief Burton, his office is conducting a review so I really don't have anything to comment on

at this point but it is being looked at. We received the same letter and it was distributed to Chief Burton's Office.

Mayor Kuhn - thanks Moe. Thanks for being on top of it. I did want to just make a note that I also received a pamphlet from Trinity Kings World Leadership and I went through it but I just wanted to read some of the things that they stand for because of the fact I think it is something good for all of us especially those who serve. Leaders must be visionary but they cannot see everything in the future. Instead of pretending to be in control leaders must model being under control. Leaders must model and identify with the limitations of the followers. Leaders must model an anchored life living for character not emotions and while leaders don't know what tomorrow holds they do know who holds tomorrow. So never drift from strong character and remain consistent through everything. So I think those are good words for everyone to abide by especially public officials. Moe I also have a letter here regarding some traffic problems that I received. I don't know if you received it and are on top of it or not? It came in on June 5th.

Moe Rayan - No I did not receive a copy Mayor but I will look into it.

Mayor Kuhn - thank you. I am asking Council to give me some names that they have because I have some Appointments that need to be filled so if you could contact me with any names and numbers of people that you think would be interested in serving and Moe I will give you a list of the boards that need to be appointed and if you could put it on the web site and ask anyone in the public if they are interested in serving if they would send me their resumes. I think that is it except that I received literature for Mark Brodnicki at 421 Springdale Road, Pittsburgh , PA and Gary Underwood at the same address and Dr. Kincaid at the same address which is my address. I didn't realize I took in borders but unfortunately they didn't send one to me. So If anyone is getting mine at your address I would appreciate it being forwarded to me it is about bank foreclosures so the information was informative but it came to my home but not addressed to me.

Mayor Kuhn - there will be an Executive Session on Personnel Matters.

ADJOURNMENT

Dr. Kincaid entertained a Motion to adjourn.

Mr. Underwood seconded the Motion.

Mayor Kuhn - Meeting adjourned.

The meeting was adjourned at 9:35 P.M.

Mayor Kuhn - thank you all for coming and participating.

DATE

MAUREEN M. SORCE
MANAGER'S SECRETARY