

JULY 11, 2016 COUNCIL MEETING MINUTES

The July 11, 2016 Council Meeting was called to order at 7:30 P.M. in Council Chambers at the Municipal Building. Mayor Sara Kuhn presiding.

APPROVAL OF AGENDA ITEMS

Mayor Sara Kuhn – Good evening. Please excuse my voice I have lost it. It being 7:30 July 11, 2016 I will call this meeting to order. Before we stand for the Pledge of Allegiance first I would say that the Agenda will stand as presented and then I will ask for a moment of silence. At the June 13, 2016 Council Meeting I asked for a moment of silence for the victims in the Orlando shooting. I would never have believed in less than a month I would be asking once again for a moment of silence for a second terrible waste of lives. Two young men Alton Sterling and Philandro Castile. Five Dallas Police Officers, Brent Thompson, Michael Krol, Michael Smith, Lorne Ahrens and Patrick Zamarripa plus seven other injured Dallas Police Officers. This type of behavior is not who we are and is not who we represent. We are America the Land of the Free and the Brave. I ask you to remember these victims and their families and their friends that are left behind asking why and how could this of happened in America. Pray that our heavenly Father touches each and every one of us and heals this terrible hate that is surfacing in our Country of America. Stand for the Pledge and then a moment of silence

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 Sorce, Manager Secretary, Alexander, Solicitor, Schrecengost, Finance Director, Nosal, Public Works Director and Paciulli, Senior Center Director.

CITIZENS TO ADDRESS COUNCIL

Mayor Kuhn - We have Jim Carnahan regarding the Penn Hills Senior Center Advisory Council. Is Jim in the audience? I don't believe so.

Mayor Kuhn - secondly Sherry Matthews - Dorothy Drive.

Sherry Matthews - just briefly this gentlemen said he was from the newspaper and I wanted to know if what I am saying and discussing is it going to be in the paper? I do not want to talk freely about this situation.

Mayor Kuhn - well this is a public meeting and being that it is a public meeting the comments that you make are public and can be given out so it would be up to the reporter as to if he would want to or not. If you would prefer I know we did get the memo and I do have several things highlighted on it if you would like to meet in person with myself and the Manager and the Chief of Police if that would be more comforting to you we can certainly do that.

Sherry Matthews - I think so because I don't want to escalate the situation more than it already is.

Mayor Kuhn - I understand that. Do we have your phone number?

Sherry Matthews - yes it is on the back of the letter.

Mayor Kuhn - oh yes it is. What I will do is I will call the Manager and see what date we can set up with the Chief of Police, the Manager and myself and we will call you and give you some dates as to whichever is convenient for you and then we will go from there.

Sherry Matthews - I appreciate that. I want to say that in the past the Dr. has helped me in the past too so if he can be at the meeting?

Mayor Kuhn - you can have two present we can't have three because then it is a quorum and that is against the Sunshine Law. So if you would like Dr. Kincaid he can be present.

Sherry Matthews - I need to be comfortable with this. I will wait for your call.

MINUTES

Dr. Kincaid made a motion to approve the Minutes of May 16, 2016.

Mrs. Sapp seconded the motion.

There being no further discussion the motion was approved by a 3-0 vote. Mr. Underwood and Mr. Brodnicki abstained they were not at that meeting.

Mayor Kuhn - before I make a motion for the June 13, 2016 Council Minutes I need to make a correction to them Maureen. In the minutes I stated that I received 14

resumes for the Council seat that was open which I did and I do have them here but I misstated that I made copies of all the resumes and sent them to Council. I sent copies of the resumes I had received to date to Mayor & Council with their June 13, 2016 Agenda giving them seven days for their review. After the nine resumes were sent the Manager's office sent additional resumes at three different times and I received one to my home residence and one verbal. I did not copy these last five to Council due to the time frame however with the original resumes sent I enclosed a front letter asking each Council person for their thoughts, concerns and recommendations and also if they themselves had any candidates to be considered. I did hear from Dr. Kincaid and Mrs. Sapp and at that time I gave them the additional information on the candidates that were late coming. If anyone had questions on doing the math if asked I would have explained exactly what I had explained tonight. I felt that I was being very fair by including everyone in the process. Under the Charter the Mayor can simply make the appointment. I choose not to do that. I choose to bring everyone into the situation of giving who they thought was the best candidate. Unfortunately no matter how hard one might try there will always be those with their own personal agendas that you can never satisfy. I stand corrected and if you could correct that in the minutes I would appreciate that?

Mrs. Sapp made a motion to approve the Council Meeting Minutes of June 13, 2016.

Dr. Kincaid seconded the motion.

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

EXPENDITURES

Dr. Kincaid made a motion to approve the Expenditures of June 27, 2016, Journal Vouchers 0, \$0.00, CD Requisitions 4, \$9,931.25, Checks 34662 – 34806, \$1,441,514.89, making a Grand Total of \$1,441,514.89.

Mrs. Sapp seconded the motion.

Mayor Kuhn – I have a comment on the Gateway Engineer check for the Penn Hebron Site and the Check Number is 34772 which there are three of approximately totaling around \$43,640.00 those expenditures have already been in our Budget under the amount that the Municipality had already put in for the Municipal Building they will not make bills that we do not have the funding for and also Check Number 34718 Penn Hebron asbestos - Moody & Associates. I noted this before but I would like to bring it to the attention every time I get a chance. The asbestos that they found in the building after they gave the original demolition they came in and said it would be close to \$100,000 to remove the additional asbestos. We are fortunate enough to have an Engineer as our Manager he would not accept that and he went over to the building himself and he also contacted the County and they came out and the bill that was going

to be close to \$100,000 was then back down to \$3,000. This is what we have tried to make everyone understand from the very beginning this Council, the Manager, Financial Director and all the Directors involved never forget that anything we vote on is taxpayers money as it is ours because we are taxpayers too. We are the watch dogs and we watched over the Library and it came in under Budget, under time and we will do the same with the new building.

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

Dr. Kincaid made a motion to approve the Expenditures of July 11, 2016 - Journal Vouchers - 0 - \$0.00, C.D. Requisitions - 11 - \$21,753.56 - Master 34807 - 34929 - \$1,620,579.76 making a grand Total of \$1,642,333.32.

Mrs. Sapp seconded the motion.

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

RESOLUTIONS

Mrs. Sapp made a motion to approve **Resolution No. 2016-035** – authorizing The Municipal Manager to enter into a Lease/Purchase Agreement with Municipal Capital Finance for In-Car Cameras for Nineteen Marked Police Vehicles.

Dr. Kincaid seconded the motion.

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

Mrs. Sapp made a motion to approve **Resolution No 2016-036** ratifying the action of The Municipal Manager or his Designee to dispose of Bids received through The Muncibid On-Line Program for Obsolete and Outmoded Vehicles and Equipment.

Dr. Kincaid seconded the motion.

Mayor Kuhn - The Manager isn't here tonight but I know that I spoke to him on this Resolution and he was very satisfied with the amounts that we have brought in for these obsolete vehicles so this was a win for the Municipality.

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

Dr. Kincaid made a motion to approve **Resolution No. 2016-037** ratifying the Submittal of a Letter to The Pennsylvania Department of Community and Economical Development in support of The Borough of Oakmont's CFA Grant Application.

Mrs. Sapp seconded the motion.

Mayor Kuhn - The Resolution that we are voting on today is a Resolution that Penn Hills, Verona and the Borough of Oakmont have worked together on The Plum Creek Water Shed Committee to develop a mitigation project. The project will remedy the deterioration of the stream bank and improve the quality of the watershed. The Borough of Oakmont has submitted a Grant Application to the Pennsylvania Department of Community and Economic Development in the amount of \$85,000.00 and Mayor and Council support the submittal of this application and the multi-municipal effort to alleviate flooding and improve the quality of the water shed so this just shows that there is Community togetherness with our surrounding communities.

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

Mrs. Sapp made a motion to approve **Resolution No. 2016-038** awarding Contract A to A. Folino Construction, Inc., for the 2016 Capital Road Paving Program in the Total Amount of \$796,792.45.

Dr. Kincaid seconded the motion.

Mark Lance - 534 Springdale - I seem to recall that in the Budget the Road Budget was around a million dollars is that about right?

Mayor Kuhn - I believe the actual paving for all the amounts that were in the Budget were \$1,200,000 or \$1,250,000 am I correct Ed?

Ed Schrecengost - for The Capital Program it was one million for the Capital Paving Program.

Mayor Kuhn - right but for the other programs that we had it was more correct?

Gerry Nosal - it totaled to about one million two hundred fifty thousand.

Mayor Kuhn - that was my recollection.

Mark Lance - yes that is taking it all into consideration with what Public Works is going to do and everything but it was a million dollars am I correct? So you are spending about \$860,000 based on this bid and the next bid coming up.

Mayor Kuhn - \$1,250,000 I am sorry the Manager is not here and he would be more versed on this than I but if I am not mistaken the \$1,250,000 was not including just the work that Public Works is doing the \$1,000,000 was in the Capital and then we had money coming in the CD Budget, correct?

Ed Schrecengost - the CD Budget Money is there.

Mayor Kuhn - right, now I see that this contract is close to \$800,000.00 and funding is under the Contract for the Department of Public Works Operating Budget 01-439-42-6000 resurfacing, am I correct? So this amount is coming out of the Public Works Operating Budget.

Mark Lance - so it is not the Capital Budget then?

Ed Schrecengost - It is our Capital.

Mark Lance - I understand what you are saying. There was like a million dollars for paving and then there was other money for going around for patching and other stuff like that so we are only spending based on the two contracts that we see here about \$860,000 this year.

Mayor Kuhn - that is what we are approving now and it is only July.

Mark Lance - are we going to pave more roads that is all I want to know?

Mayor Kuhn - I would have to find out. I know to be very honest the people that you have represented were very misrepresenting to the Municipality when they put out in paper form and they also put out on the web-site that the Municipality was only paving \$600,000 in roads when in fact we paved \$1.5 million.

Mark Lance - that was last year.

Mayor Kuhn - yes I am talking about last year.

Mark Lance - We never talked about \$600,000.

Mayor Kuhn - no, no, no, I have all the information and I have all the letters because I live in Crescent Hills too. They came to me and the letters were Penn Hills in 2015 we were only spending \$600,000 on paving the roads and that was what the people were believing and now we came up with a million but it is a million two hundred and fifty now you are saying two hundred and fifty thousand for pot holes and this or what have you. Two hundred and fifty thousand is a lot of money in paving so yes we have in our budget \$1,250,000 for paving of Penn Hills Roads. Tonight we are approving \$860,000. So that is going to leave us with \$140,000 out of the Capital and \$250,000 out of the as you say frivolous account.

Mark Lance - my question is are we going to spend that money?

Mayor Kuhn - well I don't know that we ever don't spend the money that we put in our Budget for roads Mark can you tell me when we haven't. Our Manager is not here so I don't have that answer for you but as far as I know the twelve years that I have been on we never just say well we budgeted twelve hundred and fifty thousand for

roads but we are only going to do \$800,000. Now can I tell you what the next Resolution will be. I am not an employee up there so I don't know what the Manager is going to do but when he comes back I will definitely give him your question and I will have an answer for you.

Mark Lance - I just want to know if there is money budgeted let's spend it because our roads need repaved.

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

Mayor Kuhn - I for one am very happy to pass \$800,000 for road improvements.

Dr. Kincaid made a motion to approve **Resolution No. 2016-039** awarding a Contract to Tresco Paving Corporation for The Capital Road Program Contract B in The Total Amount of \$61,600.00.

Mrs. Sapp seconded the motion.

Audience member (Inaudible) - I just want to know why you have two contracts for Road Paving are they doing something different are these for different roads?

Mayor Kuhn - This is our Public Works Director Gerry Nosal he is more informed on this than Mayor and Council.

Gerry Nosal - O.K. Contract A is for the actual milling and paving of the streets that is a major portion of our Budget this year. It did come in lower than expected as far as the prices so there is a little bit of money in that account. Contract B that is a Chip Seal. Double Chip Seal we are planning to do on Old William Penn Highway and some of McCully with that Contract. Chip Seal is similar to what Penn Dot does.

Mayor Kuhn - Gerry could you come up here because this is very important because I know that the Manager sent Mayor & Council the new programs that we are doing on the streets that aren't necessarily used as frequently as other streets so we are enacting a new program which you called Chip Seal and this is a program that Penn Dot uses also, am I correct?

Gerry Nosal - it is a very common program. It is more maintenance than it is paving. What some people call it is tar and chip and that is essentially what it is they lay down oil they place chips on top of it they roll it and it helps seal the road and preserve the roads so it lasts a little bit longer. It is not meant to make the road brand new like a paving program but it is meant to extend the life of the road.

Mayor Kuhn - right and I believe also that we are looking into where they do one half of the street of the bad and if the other half is not there is another program where

they fix that side and put a covering on it so it looks like it is all done in an effort to save money so we can do more roads, am I correct?

Gerry Nosal - this year instead of just milling and paving we have a milling and paving program or resurfacing program which does not include milling and we were planning on a program where as if you did a bad portion of the road then you could do the rest of the road with a different process. That part of it didn't work out so for the most part we are into resurfacing and milling and paving.

Mayor Kuhn - o.k. so the other one that we were thinking about we decided not to do?

Gerry Nosal - yes.

Mayor Kuhn - so we are doing these other two?

Gerry Nosal - yes.

Mayor Kuhn - and the idea of this Chip Seal

Gerry Nosal - the Chip Seal is very similar to what we did on our Parks Roads, Penn Hills Park those roads were deteriorating and they needed some type of maintenance and with this chip seal we sealed them up and we have given them a longer life.

Mayor Kuhn - that is what the bottom line is. By doing this it is not only a cost savings to the tax payer and the Municipality but also it is giving the roads a longer life before we have to do them again, correct?

Gerry Nosal - correct.

Mayor Kuhn - I also wanted to explain too that both of these projects came in lower than Gateway Engineer's estimates were, correct Gerry?

Gerry Nosal - correct.

Mayor Kuhn - so that is always a plus for us too.

Dr. Kincaid - The question I want to ask when you are finished with the paving who is responsible for the striping on a pretty dark street like Old William Penn. Is that our responsibility?

Gerry Nosal - well if the street is striped then the contractor would be responsible and if the road is not striped then we would do that through a different contractor.

Dr. Kincaid - so that would be an additional expense and you would determine if it needed striped or not based on safety?

Gerry Nosal - usually the streets that are striped now are the ones that we restripe and maintain.

Dr. Kincaid - that is sufficient thank you.

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

REPORTS

Mayor Kuhn - I have a few reports. First of all I would like to personally thank our EMT's and we always gets letters from residents who have received such wonderful service from them and today I am personally thanking them. My son has had serious health problems in the last six weeks and had to have ambulance services four times and they were remarkable. They were there and one time they actually saved his life because he had stopped breathing and I thought I had lost him and just as I did they came in and they took care of him and they took him to the hospital and he had to have emergency surgery but he came home and then he had three other episodes in which time the paramedics were just wonderful they were kind they calmed me and Diane Fitzhenry who is the Director was remarkable. Sometimes Penn Hills residents don't realize how fortunate we are that we have in-house paramedics because many Municipalities do not. When you need them and they are there for you, you will appreciate that Penn Hills gives residents this service. On a pleasant note our Finance Director just had a new baby girl granddaughter. I don't know if he wants to hold her picture up. He has a grandson who we all love and adore and now he has a month old granddaughter and his grandson is the big brother now so we wish him all the happiness in the world and Ashlee and the baby and I don't know the babies name.

Ed Schrecengost - Madison.

Mayor Kuhn - Madison - Congratulations to you and your family.

Mayor Kuhn - and also I would like to give some events that are in the paper. Just to announce them in case people haven't seen them. Our Penn Hills Library does so very much and they do it every month or every week they have an activity there. They have summer lawn concerts and they are at 6:30 and 8:30 P.M. on Fridays and they are having one this Friday a Rachel Whitcome will be performing. Admission is free and they ask you to just bring a blanket and lawn chairs. On Sunday Herr Presbyterian Church a lot of people might not know being that I was born in Milltown which is a very small town in Penn Hills people know now because of the ball field it is a small little Church, Kerr Church. It has been a wonderful Church for many many many years and on Sunday they are having a Summer Sunday Sundaes event and what that means that after the service they are having free Sundaes at the Social Hall. I just like

to bring these things to your attention to show Penn Hills how many wonderful things that are going on in our Municipality. The library always has something going on and it has something for everyone's attention. We are very fortunate to have such a wonderful library and I do thank the paper for putting the events in. We appreciate it. Being that the Manager isn't here we are not going to have our Executive Session. There will be no Executive Session.

AJOURNMENT

Mayor Kuhn entertained a Motion to adjourn.

Dr. Kincaid made a Motion to adjourn.

Mrs. Sapp seconded the Motion.

The meeting was adjourned at 8:13 P.M.

DATE

MAUREEN M. SORCE
MANAGER'S SECRETARY