

JULY 16, 2018 COUNCIL MEETING MINUTES

Mayor Kuhn – Are we ready? Wow, listen to this new sound system. I want to welcome everyone. This is our first Council Meeting in our new facility and for those who haven't seen it, I am sure you must be excited viewing it because it is absolutely fantastic and it was a job that has been well done by all those involved. I do have a change to the Agenda, I am amending it to recognize Boy Scout Troop #891 and with that everything will stay as presented and could we all please stand for the Pledge of Allegiance.

APPROVAL OF AGENDA ITEMS

Mayor Kuhn - The Agenda will be amended recognizing Boy Scout Troop #891.

PLEDGE OF ALLEGIANCE

All stood for the Pledge of Allegiance.

ROLL CALL

Mr. Brodnicki
Deputy Mayor Sapp
Mr. Underwood
Mr. Petrucci
Mayor Kuhn

Also in attendance were Manager Rayan, Secretary Sorce, Finance Director Schrecengost, Planning Director Blackwell, Futules, Controller, Alexander, Solicitor, Toth, IT, McCafferty, Director Code Enforcement and Chief Burton.

Mayor Kuhn – Before we have Citizens to Address Council I would like to ask if the Boy Scouts Troop #891 to just come forward because I would like to recognize all the volunteer work that you had done especially doing it for another volunteer organization which was Rosedale Volunteer Fire Department. So if you would all like to come up I want to recognize you and express how proud we are of all of you including your leaders because of the fact this is what makes Penn Hills proud and this is really what Penn Hills represents. Councilman Petrucci had announced at a prior Council Meeting that this project was going to take place at the Rosedale Volunteer Fire Company so I would like him to say a few words for the, is it Cub Scouts or Boy Scouts that I have here?

They responded Boy Scouts.

Mayor Kuhn – That is what I thought but when I talked to you

The Boy Scouts responded that there was also a Girl Scout in the group.

Mayor Kuhn – O.K. yes don't forget woman power. We do have a young lady with us also and I was told that she worked hand in hand the entire time.

John Petrucci – On June 9th, I had the pleasure of working with the Boy Scout Troop 891 and their parents along with a young lady from the Girl Scout Troop 50498. These young adults did a wonderful job of painting the building and landscaping at the Rosedale Volunteer Fire Department. I would also like to thank Joanne Pence and Misty Sparks for all their help on this project. Also Paul Weir President of the Rosedale Volunteer Fire Department for helping me put all of this together. Remember all of our fire departments are strictly volunteer and rely on our donations to operate. Please donate to your local fire department. Troop 891 is always there in support of our Community whether it is building a shelter or picking up litter or repainting whatever is needed at Rosedale Fire Department. We thank them for all their time and effort.

Mayor Kuhn also commended their parents because they are supportive of their children. Each Boy Scout and Girl Scout and Leader said their names but because not on microphone could not hear them so it was inaudible. Mayor Kuhn wanted everyone to give a round of applause for the Boy Scouts and Girl Scout and said the youth is our future and this is who Penn Hills is.

Mayor Kuhn – Next on the Agenda is Citizens to Address Council. Tori DeJohn – Treasurer of Shade Tree Commission please come up and state your name and address for the record.

Tori DeJohn – 131 Dalecrest Road and she is treasurer of The Shade Tree Commission. She gave us the 2018 2nd Quarter Report for The Shade Tree Commission.

Personnel Changes

In June, Commission Member Katie Schuller's term was up. Katie was a valuable member of the team and will continue to volunteer with us. Rick Duncan was appointed to replace Katie. Rick is a 25 year resident of Penn Hills, a Professional Archaeologist and a self employed GIS mapping and database consultant. In addition, since 2009, Rick has contributed his time as a volunteer site steward at the Allegheny Land Trust's beautiful Sycamore Island Conservation Property in Blawnox. Rick has provided GIS Mapping Consultation Services within various local projects for: the Allegheny Blueway Coalition; the Allegheny Cleanways; the Allegheny Land Trust; the Oakmont Shade Tree Commission; the Rachel Carson Trail Conservancy; and the Three Rivers Water Keepers. In 2017, at the founding of the Penn Hills Shade Tree Commission, Rick offered to donate his GIS Services to our projects and since become a consistent presence in our meetings, projects, and volunteer events. In his spare time, Rick enjoys

canoeing local waterways, bicycling and hiking the region's trails, and creating pottery at the Pittsburgh Center for the Arts.

Financial Status

Current Account balance: \$3,597.04

The account balance represents donations collected through fundraising, less the amount spent on trees and supplies for two tree planting projects. Significant sources of revenue this quarter, our first fundraising event which raised a total of \$2,395, a \$1000 donation from the Penn Hills Rotary, and a \$1500 donation from Jendoco Construction located in Penn Hills.

Year-to-Date In-Kind Donation Value: \$21,467.96

The in-kind donation value is the monetary value of all volunteer hours related to the Shade Tree Commission. This includes 684 hours spent by the Shade Tree Commission members so far in 2018, as well as 186 volunteer hours. Volunteer events this quarter were a tree planting for residents on Veronica Drive and a volunteer day to remove Japanese Knotweed at Penn Hills Community Park. The value was calculated using a volunteer rate of \$24.69/hour, which is the 2018 volunteer rate released by Independent Sector.

Projects & Events this Quarter

Arbor Day Celebration

On Saturday, April 14th, we hosted our first Arbor Day Celebration at Penn Hills Community Park. We planted three black tupelo trees next to the newly renovated Sycamore Pavilion, led a tree identification walk, had a nature craft for children, and gave away 50 rebud seedlings. We worked with Penn Hills Parks Coordinator John Scaglione on this project and Councilman John Petrucci attended the event and read our Arbor Day Proclamation, which was signed by Mayor Sara Kuhn. The celebration was successful, with 50-60 people in attendance.

First Annual Fundraiser at Penn Hebron Garden Club Barn

On a Saturday evening in April, we hosted a fundraiser party at the Penn Hebron Garden Club Barn. Two musical acts played live entertainment, and we provided free beverages and food served potluck style. We did not charge a fee for admission; however, we raffled off 15 prizes, had a 50/50 raffle, and collected donations. The event was a great success and raised \$2,395 for future projects.

Front Yard Tree Project – Veronica Drive

In May, we held our first front yard tree plant project on Veronica Drive. We planted trees in the front yards of 36 households on Veronica Drive and fenced them from deer, at no charge for the homeowners. We worked with the homeowners to make careful

recommendations on the species and locations of the trees, and the Municipality to ensure any trees planted met local Ordinances. Planting more trees will further beautify the neighborhood, increase property values, and have a positive impact on the environment. Most of the trees planted were small flowering trees that were purchased from Tree Pittsburgh, a local nonprofit that grows quality trees from seed.

Plum Creek Restoration at Penn Hills Community Park

The Shade Tree Commission started a restoration project this summer at Penn Hills Community Park. Plum Creek runs along the edge of the park and has Japanese Knotweed (an invasive plant) growing on the banks of the creek. The commission members and 14 volunteers removed the Japanese Knotweed on Saturday, June 2nd. We removed about half of the Japanese Knotweed in the park. The Knotweed will start to grow back and the Commission members will cut it back several times in July and August. Finally, Parks and Recreation will spray the Knotweed in September with a spray that is safe for aquatic life. These repeated cuttings followed by spraying are the only known way to get rid of Japanese Knotweed. Next year, we will plant native trees and shrubs along the creek to restore a natural habitat. We are starting to apply for grants for the native trees and shrubs. This was originally planned as a two-year project; however, since we were only able to remove half of the Knotweed, it will become a four-year project and we will repeat the process on the other half of the park after the first phase is complete. We have been communicating with Penn Hills Parks Coordinator, John Scaglione on this project.

Evaluation of Trees on Eastwood Drive

By request of the Department of Public Works, Commission Arborist Sandy Feather inspected two trees to determine their health and safety. These trees were inspected as service to the Community. Both trees are on Eastwood Road and are considered "street trees" (located in the grass between sidewalk and street). The tree at 8944 Eastwood Road has internal decay, root rot, and its roots are lifting the sidewalk; we recommend that this tree be removed. The second tree is at 8937 Eastwood Road and is in good shape other than being poorly pruned around power lines by a utility company. It is, however, negatively impacting two magnificent European Beech Trees in the front yard of the property, and removing it would benefit the beech trees. We recommend removing this tree if there is room in the budget to do so.

Upcoming Projects

Front Yard Tree Project (Street to be determined)

With the success of the Veronica Drive tree planting, we are planning a second front yard tree project this fall. On Veronica Drive, 36 trees were planted and it took two days to plant them all. This time we are planning to plant only 10-15 trees so they can all be planted in one day. We are currently evaluating streets that were suggested to us by residents. We are looking at tree canopy, number of households on the street, and resident participation to determine which street is best sited for the next front yard tree project. The planting date is tentatively scheduled for September 22nd.

Penn Hills Rotary Tree Planting at Turner Friendship Park

The Penn Hills Rotary has requested the help of the Shade Tree Commission for a tree planting at Turner Friendship Park. Each of the 17 rotary members will plant a tree around the East, South, or West Side of the new pavilion, or by the playground. We will take soil samples and send them to Penn State Extension to determine soil nutrient levels and pH. We will then choose a mixture of shade and understory tree species based on the existing conditions and create a planting plan to provide shade to help block noise from the baseball games. We will be careful not to plant trees that will damage the concrete. The planting date will be sometime this fall. Just an update and what they have been up to.

Mayor Kuhn - I appreciate the fact that the Penn Hills Shade Tree Commission is always keeping Mayor and Council informed with their reports. That is something that we don't always get from our other committees so I thank all of you for that and I always say when you ride up a street lined with trees is it so much more becoming than barren and so to me it is very important to have these projects and I mean you have already put so many trees into place and now as you have stated you are now doing I think you said ten to fifteen so it is just one day of working and besides the appearance it is much better for health reasons when you have trees in your Community so it is a wonderful project that you do and you are all very professional and you put in so much time just like I was saying our Firemen and our Boy Scouts this is volunteers and we need to applaud all of you and thank you for all the work that you do because what you are doing is beautifying Penn Hills for all the residents so I appreciate it oh so very much.

Tori DeJohn – Thank you.

Mayor Kuhn – Any other comments?

Moe Rayan – Not sure if the folks from the commission are going to be around at the end of the meeting for reports but I would like to thank them for helping Public Works make our job easy addressing the residents because they were pretty upset about the trees so at least we had professionals looking at the trees and made the conversation a lot more inviting to speak with the property owners and let them know what the problem was. Thank you.

Mayor Kuhn – Thank you. Thank you again. Next we have Mr. Bob Briggs and he will be speaking about Code Enforcement. Please come up and state your name and address.

Bob Briggs – 2214 May Street. This year I had an opportunity to deal with the Municipalities Code Enforcement. During that time I found I think that there can be things that can be improved so I am here to discuss those and propose things that would make it a more intelligent and more community oriented method so I am simply going to go down this list. First Item is Anonymity – I found that someone anonymously contacted Code Enforcement to have them come after me. It is very disappointing to

find that your neighbors would rather have the local government attack their neighbors than talk with themselves. This does not promote the development of the neighborhoods. The U.S. Constitution afford us the right to face our accusers, it is disappointing to find it doesn't carry over to Penn Hills Code Enforcement. If we want our neighborhoods to work, we need to have neighbors work with each other. The Solution: 1. Anyone contacting Code Enforcement to inquire about an issue that might not meet Code will be informed that they must first attempt to address the issue directly with the other party. 2. Anyone contacting Code Enforcement to lodge a complaint will be informed that they must first attempt to address the issue directly with the other party. 3. In the event that neighbors are unable to work out the issue, Code Enforcement will become involved beginning with the explanation of the situation to the parties. Access – Included with my threat letter were several photographs taken by someone lurking about on my property. It is unsettling to know how little value is placed on my privacy and security. To make up for this loss of privacy, I have made select windows opaque. When it is commonplace for people who don't belong to be about private property, then will go unnoticed and the security of noticing people who are out of place is lost. The Solution: 1. Residents should be notified prior to Code Enforcement entering any property. Explanation – When Department of Code Enforcement contacted me, it wasn't to inform me of the Code, but to threaten me. I was not provided with a copy of the Code or a reference to the Code when I became a resident and yet I am expected to know it. I was told of the Code, what I had to do and when they wanted it done. There was no information provided, no discussion of the situation, no attempt to understand the situation or the reasons for it. No one attempted to talk with me. Receiving a threat from the local government does not make you feel like a part of a community or that one exists. The Solution: 1. In the case where Code Enforcement must inform a resident of an issue, personal contact should be made to inform the resident of the Code. 2. A discussion should take place with the resident to make sure that the Code is understood. 3. The resident should be able to include any existing plans to address the issue which may already be in place. Compliance – In the threat letter was listed a "Corrective Solution" which included an arbitrary date by which the action was to be completed. Unfortunately the action was in broad terms with insufficient information to accurately describe the task to be performed. The specified date was arbitrarily chosen with no understanding of the task, material requirements, labor requirements, labor availability, existing plans, or existing task schedules. Anyone with experience in project management will tell you that selecting an arbitrary date to complete a task without understanding the task is a recipe for failure. In my case I was told to paint the exterior of a building in January. It is just commonsense that exterior painting is done in the summer. Simply by looking at the temperature requirements of exterior paint it is obvious that you can't paint in January. Appendix 1 shows the temperature requirement for exterior painting to be between 50-90 degrees. If you were to have looked at the historical weather data from 2017 in Appendix 2, you would see that the weather did not support painting until the middle of May. Why then would you demand that someone paint in January, February, or March? Appendix 3 shows the weather data from 2018 again indicating that painting can't be done until mid May. Simply by knowing and meeting the material requirements, things like painting in the

middle of winter can be avoided. Instead of properly scheduling the task for a time when it was actually possible to perform the task, an initial arbitrary time was set “giving” me the time for the task. When nothing could be done in the initial given time, I was told that it would be extended and they would be “giving” me more time. The extension was seen as doing me a great favor when rescheduling or initial proper scheduling would be the correct solution. Since no time was created, it isn’t possible to give anyone time for these tasks. They must be done in the same time as all other aspects of life and should be scheduled appropriately with the rest of one’s life and not as a replacement. At no time was I asked if I had plans to address the issue prior to being sent the letter. Had I been asked, it would have been known that I had scheduled the action for the latter part of the summer. Had there been a discussion it would have been known that surface preparation was problematic and the major labor component of the task. It was nothing like the simple description of “scrape” used in the letter. Knowing the work involved in the task allows for proper scheduling. The Solution: 1. For each issue, the resident will define the work to complete the task, identify the material and labor requirements, determine the material and labor availability, and define a reasonable workable schedule. 2. Any discussion necessary may take place between the resident and Code Enforcement so that Code requirements are met and a reasonable and appropriate conclusion of the task is reached. 3. The resident will execute the task and any necessary changes will be addressed by discussion and mutual agreement. Code Database – The Codes which Penn Hills uses are both internally and externally defined, and are not easily available to the residents. I visited the office and some of the volumes were pointed out around the office. In this arrangement, any resident would have a difficult time to find any Code they might try to look for. It should be much easier. The technology exists to make this information available to all residents. The Solution: 1. Produce a full text searchable database version of the Penn Hills Code. 2. If available, locate the full text searchable database versions of the external Codes used by the Municipality which may be used by Penn Hills residents. 3. Develop a combined Code search and access application accessible from the Municipal Web Site. 4. Notify the current residents of the new functionality. 5. Provide information of the Code database availability to new residents when they move into the Municipality. Conclusion – Throughout this experience I was never made to feel a part of the Community, I was only ordered to perform a task and threatened with consequences if it wasn’t done. The simple changes proposed in this document will make strides toward more neighborly neighbors and a Municipal Government that works with and not against the residents. I hope that the Council will see fit to implement these changes and I offer to serve on committees formed to undertake these efforts. Thank you very much.

Mayor Kuhn – Thank you very much and I do have your report in writing and I don’t know if there is anyone on Council who wants to address any of the problems that you have. I was when I received your letter requesting to speak to Council it was what we always ask for our residents to do. Instead of just sitting and complaining to this one and that one or what have you I always tell everyone we can’t resolve the problem if we don’t know what the problem is and your letter showed that you were going to identify

and explain and give evidence and solutions and that was exactly what we asked for now that being said I followed you and I have circled and highlighted certain items that are on here and I know that what I would ask of Council is that they also after your presentation look over this and see if they have any answers or if there is any way we could implement some of the things that you asked for. Code Enforcement is a very important division of the Municipality but unfortunately probably if you went on a street of 20 houses if you went in to them or looked at the property around them everyone has some type of Code Enforcement problem but we have implemented new arrangements with the Code Department and with our Director to try to get more information and to what we are really looking for is to revamp the situation so that we have follow ups so when someone calls or someone gives a complaint of some type if we could then have someone from the Municipality contact the person and let them know that this is what has taken place and this is where we are at. Unfortunately, what I tell everyone it is very difficult because of the fact of the laws that go through. Generally what the Municipality Code Enforcement does is if they get a complaint they go and see if the complaint is actual and then they will send a violation notice out to the owner of said properties and then if they don't correct it then we turn it over to the Magistrate's Office. Now unfortunately the legal system it takes months and months and months because some people know how to play that system. So what I have asked is that we are able to follow everything so that if we don't hear from the Magistrate's Office about a hearing because once our violation notice goes out and they get the citation notice from the courts and then Penn Hills gets informed of when the hearing will be held. So we need to be able to find out how long it has been when xyz has been presented and follow through on it. Now in a perfect world it would be wonderful if neighbors would come and knock on your door and say I have a concern about whatever but I don't think and I would definitely have to ask my solicitor but I don't think as a Municipality we would have the right to say to someone who is giving a complaint well did you try to work this out because if you did we aren't going to take the complaint so I don't think that is something we could implement. So am I correct or am I wrong?

Craig Alexander – If they want to come to Mayor and Council they have the right to do that and while it is the neighborly thing to do is to reach out to your neighbor

Mayor Kuhn – Right. Really maybe 50 - 60 % of the problems would be corrected if they did and not only would that be kind to your neighbor but it also would take away all the extra work that the Code Enforcement has. But I appreciate you coming before us and presenting your concerns and as I said that is what we are here for and we can't do anything if we don't know anything about it. So thank you very much.

Mr. Briggs – Thank you and yes I was looking for that perfect world.

Chris Blackwell – Mayor it is Chris I am over here looking at the violations.

Mayor Kuhn – I don't know why Chris I have a hard time finding who is speaking.

Chris Blackwell – I apologize. I am looking at the violations and the violation was issued in December and the applicant in March asked for an extension and they were granted a 60 day extension till 5-30-18 so I think it was handled reasonably. We deal with about 1200 cases a year as you know and most people want us to act more quickly not less where in this case this gentlemen is frustrated with I think the manner maybe Code Enforcement took on this case, but in most cases I am looking and there were other issues on the property that were cleaned up immediately because they were able to be done in the winter time and the painting was extended to May 30th as I said.

Mayor Kuhn – And as I said Mayor & Council and the Manager and our Code Enforcement Director have been working together hoping to resolve some of the complaints that the residents have regarding Code Enforcement and it seems the biggest one is they want to have a follow up knowing exactly where are we at this stage with their complaint and Mr. McCafferty who is our Code Enforcement Director had given me copies of the violation notices that go out and also copies of the actual citations from the courts. Now our problem is we don't have a way of unless we call to see where we are at with the courts and the courts are very behind with the scheduling of the hearings so that is what we are working with right now is to see if there is some way we could get a system going so that we can track it on a better scale and hopefully that will help a lot of the Code violations that people are complaining about because like I said mainly they give a complaint, we send someone to look at it, if it is an actual complaint John correct me if I am stating anything incorrectly because I am not a part of the Code Enforcement but once it is a true complaint then we send the violation notice then if nothing is done then the court sends out the citations and then Penn Hills has to wait for the hearing. So we are trying to see if there is some way that we can find a tracking system so we can let the actual person who gave the complaint knows exactly what stage that we are in. If we are waiting for a hearing date then we can at least call them and tell them that so they don't think that we have just put this on the back burner and haven't done anything with this. So I don't want you to think that our Code Enforcement isn't working with the Manager and Council in an attempt to resolve some of the problems we receive from Code Violations. Next on the Agenda we have Faith Milazzo Keeping Penn Hills Beautiful – From what I read from your request is that you would like us to update, is that correct?

Gary Underwood – How many years have you lived in Penn Hills?

Mayor Kuhn - Sorry Faith that is my fault Gary did say he had some questions so Bob if you could come up to the microphone.

Gary Underwood – How many years have you lived in Penn Hills in the same house?

Bob Briggs – Many years I would have to look it up to get the number.

Gary Underwood – So all your neighbors in all those years have not had any problems until now that you believe and come up here with some problems and you want to find out what our Codes are and we always have had a gentlemen who is in charge of that. How many times have you had the opportunity to call him and ask him personally what the Code is about for the problems you are having?

Bob Briggs – Well my problem is I don't know what the problems I am having are.

Gary Underwood – You are coming tonight to say something that you have a problem with some Codes.

Bob Briggs – No I don't have a problem with the Codes.

Gary Underwood – So you are here to just talk about something.

Bob Briggs – No I want to improve the process.

Gary Underwood – Sir this Municipality has been here for years. We have it down to a T. We have a system. We have a backup system. If you knew that everything would be fine for you, you didn't really get involved and you didn't talk to our Director in Code Enforcement.

Bob Briggs – Well I guess I don't understand what you are trying to get at.

Gary Underwood – I am saying that if you have a problem but you don't know what the Code is and you have not taken the time to talk to our Director of Code Enforcement to get involved on that level and find out the story and find out the words. You just want to come up and say what you feel and you are entitled to do that if these are a problem to you.

Bob Briggs – I did not say that the Code was a problem for me. I don't have an issue with the fact that there are Codes. My only question here is if there are Codes to be enforced and that is the way government works then if I do not know and no one gave me a list or a reference of Codes when I moved in, how do I know what they are?

Gary Underwood – Trust me anybody from anywhere and for real estate agents, I will throw that back on them they will not do that because that is not required from them. Nobody has a clue just the residents who buys or rents the house will find out over a period of time. We have all been through that. So welcome to Penn Hills and talk to our Code Enforcement, please.

Bob Briggs – Thank you for your welcome.

Mayor Kuhn – You are up Faith.

Faith Milazzo – 121 Castle Drive – Community Appearance Concerns/Keep Penn Hills Beautiful Flier – 1. Can the Keep Penn Hills Beautiful flier from last July be modified (see below for some potential modifications) and reposted on the website, Facebook and Twitter, monthly or at least several times a year? 2. Can Penn Hills municipal workers clean roadways as well as take down the abundance of illegal signs more often, not relying on volunteers as much? (Note that Republic workers at times leave trash on the road). 3. Can the signage guidelines/rules be clearly and succinctly explained to the Community and posted on the website, Facebook, and Twitter? And can Code go after the offenders more often? 4. Can the fast-food Ordinance 1270.02b.6A in the Codified Ordinances doc be modified or a new Ordinance requiring all business to clean up their areas daily be enacted? 5. Can the Code process for not maintaining a property/business be shortened, at least for repeat offenders? Related to that, can (certain) businesses be required to have cans outside their property? 6. Can businesses have a designated person that Code can speak to regarding property maintenance, similar to what is required from rental properties? 7. Can Penn Hills leave room in the 2019 budget for buying and installing some heavy-duty trash cans as well as having Public Works empties them on a more regular basis? If not, can Penn Hills ask businesses to install cans or ask them to advertise on the cans to offset some or all of the cost? If neither of those things can happen, then can Public Works be out in the streets cleaning up Penn Hills more? Many of us care about cleaning up and keeping Penn Hills clean, but dozens of volunteers doing this is not enough. We are asking the Municipality to help us more in this fight, so that Penn Hills will look more attractive to prospective businesses and new residents. We believe it is worth the investment. We hope you do too. Faith Milazzo – Penn Hills Anti-Litter Group.

Keep Penn Hills Beautiful – Property Maintenance is important for maintaining and improving the image of Penn Hills. The proliferation of illegal signs and litter throughout the Community is a constant issue. Together we can help to solve this problem. Mayor Sara J. Kuhn is asking that we all do our part in picking up litter and maintaining our properties and roadways. Local Ordinances require that residents and businesses maintain their property free of rubbish and debris. Ordinance 2420 the Penn Hills Zoning Ordinance Section 6 Business Districts requires that fast food restaurants collect litter daily in the area within 250 feet of the business; however, we are asking all businesses to join in the effort by picking up the area around their property. PA State Law imposes a \$300.00 fine for litter dropped or thrown from a vehicle, but this does little to deter litter bugs. Temporary signs are permitted in conjunction with a grand opening or in association with a temporary use like the sale of Christmas Trees and corn or during elections. All of the banners, temporary signs, and signs posted on utility poles or stuck in the ground are illegal and not permitted. The only permitted signs are those that were installed with a permit from the Planning Department. Many organizations including the Boy Scouts, Girl Scouts, Faith Based Organizations, Civic Associations, the Penn Hills Community Development Corporation and other Non-Profits, Citizen Organizations and individuals pick up litter on a regular basis. Although

the Department of Public Works cleans up dumpsites, picks up litter and runs the street sweeper as a part of their daily routine, litter is still a problem. Code Enforcement has the authority to remove illegal signage and they do it on a regular basis. Allegheny Clean-Ways is working with the Municipality to clean up major dump sites. They have applied for grants to assist in this effort. We need your help. There are several organizations and businesses that have adopted roads and highways to maintain such as Stacy Rullo and The Crescent Hills Civic Association. If there are other organizations or businesses that would like to adopt a highway, receive a sign and recognition for their efforts, please contact the Planning Department for information. Anyone interested in joining a litter group or starting their own should contact the Department of Public Works for gloves, bags and vests. Let them know where you plan to clean up and they will pick up the bags the following business day. Everyone can get involved. Pictures were created by Penn Hills students. Andrea Getsy of Crescent Hills Civic Association and Nancy Hines, the Penn Hills Superintendent asked teachers to ask their students to create the anti-litter posters. The students created 50 posters to be placed in the windows of local businesses. Together we can fight litter and improve the image of Penn Hills. We are Penn Hills! Chris Blackwell, Planning Director.

Mayor Kuhn – Just to go over a few of the items Faith that you had them hand out to us, as far as us having the municipal workers clean the road ways really and truthfully I am not sure how that would work because of the fact our Public Works people are union people and I don't know what is in their contract as to whether or not they can be told that they have to do xyz. Number one that would have to be, I don't know Moe, if you would know what that is or what that isn't, but we have to go by the guidelines of what the union contract would be. As far as the Republic Services workers leaving trash on the road, that has been brought up to Council's attention before and the following day the Manger has called them direct and put the complaint in again so it is very helpful if we know the exact location so then the Republic Company can see which driver is driving that vehicle that is leaving that trash there.

Faith Milazzo - So when people complain on Facebook should I just have them call the Municipality and say where this is happening? Would that be helpful?

Mayor Kuhn – All you have to do is say you live at 421 Springdale Drive the rubbish people came to pick up my rubbish today and left multiple rubbish on the roadway and on my yard so then the Manager can call them and say this is the address, this is what has been done by your workers and this is not acceptable by your contract. As far as the businesses and the fast food Mr. McCafferty our Code Enforcement Director and Moe Rayan our Manager and Councilman John Petrucci and myself took a tour of the Municipality and we looked at businesses throughout and we came up with a plan that the Code Enforcement is to send out letters explaining to these businesses what they are suppose to do as far as the rubbish or debris around their businesses and unfortunately it came up that well they will clean it up and then two months it is the same. So what we had stated was if we came up with a solution saying to them we are going to have Code Enforcement on a regular rotation going to each business that has

violations and to make sure that they don't do it one time and then the violations continue after a certain part of time and I had said that I had known myself as a business person if I had an actual person from Code Enforcement coming in and telling me that you had already been given a Code violation and now I am back in two months and it is still here. And by telling them it is a rotation they won't know when the Code Enforcement is showing up or not showing up. It is not that Mayor & Council have blind vision to this situation, we are well aware of the problems and we have constantly been trying to come up with solutions that we can help with it. Mr. Petrucci went with us when we attempted to get this, if it was a perfect world and if everybody took care of their own space then we wouldn't have problems and that is why when the quote is that I ask that we all do our part in picking up litter and maintaining our properties and road ways it is the fact if each individual would be concerned about their own properties and take care of them then there wouldn't be a problem and unfortunately that isn't the world that we live in. So we are attempting to come up with ideas and suggestions to improve what we have. So as far as telling a business that they have to have someone who is in charge that they can call and talk to about cleaning up and that that is really out of the realm of what the Municipality can do. People talk about Government being too big. Well we as a government can't really go into a business and say well you have to give me a name and a number of someone that I can contact as to what your conditions are and we have to remember we are a residential community but we also have to have businesses in our Community to keep our tax basis what they are. Not only do they pay wage taxes and they pay real estate taxes but our businesses pay mercantile taxes which is 1-1/2% to the Municipality, 1-1/2% to the school district so that is 3% and that is taken off gross. It is not like income tax that you can deduct this or what have you whatever that business gross 3 percent goes to mercantile tax for the Municipality and the school district so we don't want to make it that we are business unfriendly in Penn Hills. The thing of it is I don't want the litter committee and I don't want the media and I don't want the residents of Penn Hills to think that Mayor & Council have a deaf ear to the litter and that we don't want to make Penn Hills beautiful too because remember we all live in Penn Hills also so I appreciate like I said everyone bringing your concerns and we will see how we can correct them if we don't correct them then you can be upset with Mayor and Council. First of all we have to know about it and then if we just brush it off and don't do anything about it but as I said to you I have said tonight several times about the new implementations that Mayor and Council and Management have done for all of these things and they can't all be done overnight just with a switch and we have gone over this thing about throwing litter out of the cars. We have had discussions at Mayor and Council meetings probably a half a dozen times at least and we explained at that time that our Chief of Police has told us there is no way that we can enforce that because of the fact even if someone lives on Rodi Road and you see someone throw out a can or paper bag if you get the license plate and give to the police department then they in turn would call them and it was explained to the public many times by our Chief there is no way to say who was driving that car when it rode up Rodi Road and discarded the litter. Would we like to be able to do a, b, c, yes, but we also have to go under the guidelines of the law.

Faith Milazzo – Again I understand maybe we can't have a public works worker do that and recently I was picking up litter in my neighborhood and a little girl asked me why do you have gloves on and I said I pick up litter in the neighborhood and I said to her you don't litter do you and she said well yea we throw stuff out of our car and I said well why do you do that and she said we don't have a bag in a car and I said well could you maybe put a plastic grocery bag and this girl was between five and six and she said it is not really a big deal because if you throw it on the highway someone will just pick it up. I said but that is just it someone has to pick it up and I said do you think I am a nice person and she said yes and she pet my dog but someone like me will have to pick that up on the highway or there will be workers on the highway and someone could get hurt. Can you just maybe think about putting a bag in there and she said yes but then she said probably not and that is the reality. I know people who have said there is just not a can there I am not going to put it there. Those people who have to walk fifty feet for a can they are going to toss their stuff out that is why an extra can might help. But then there are certain people like that little girl's mom or the other people who toss their stuff out that is why if we could just have a little more help cleaning up and it might not be possible but we have to unfortunately plan for those people who don't care that aren't going to clean up for themselves who are really the problem. I don't know if you were going to mention this but I do think the signage thing is really important so if there is a way and you may have to look into that. I know it is in the Codified Ordinance Document but there are so many little things about the signage. We have discussed it many times in the litter group. We don't know what is permitted and what isn't permitted. So if some time in the near future like within a month or so if someone could maybe create a document possibly so people know so we aren't ripping down Tim's Computer Repair signs if we shouldn't be. I am sure we should be for Tim, I feel pretty confident on that but I don't think we should be doing that for everybody's signs maybe not a yard sign or a lost dog sign, maybe an old lost dog sign that has been gone for a long time that would be pretty helpful and again if Code could help out the few people that we have taking signs down a few times a week.

Mayor Kuhn – Faith, I don't mean to interrupt you but I have neglected Councilman Petrucci. He has asked if he could make a comment so I am going to give the floor to him right now.

Mr. Petrucci – First of all I want to correct something you said. Even if the legality of our workers could do the job we are down by five workers at Public Works, is that correct Mr. Rayan?

Moe Rayan – We are down staff all over the place Mr. Petrucci.

Mr. Petrucci – We are down by five but even if the unions would let us do it we still don't have the people to go around and do and we do appreciate and you know I do I am behind you 110%. We appreciate everything you do and everything that Frank does. But here is the thing we don't have the people and another thing I heard you

mention is Tim and I hear his name mentioned a lot. John do you want to come up since you are taking care of that.

John McCafferty – Director of Code Enforcement – We have sent him violation notices and a home occupation application because apparently he operates a business out of his home that is a computer repair business so we did that Friday when we noticed his signs were up again.

Mr. Petrucci – O.K. thank you John and did you hear that Frank. We have been working on that and he is a resident of Penn Hills and he will be cited. So that is an issue that will be taken care of.

Moe Rayan – Also there are safety issues that we have to follow. We can't just take a lane of traffic without setting up traffic control it is a little different for volunteers to go out and we all do appreciate them but when we have our Public Works guys out there we have to follow the guidelines for intermittence stoppage for traffic and we can't just be climbing telephone poles. Of course these telephone poles and power poles they belong to Duquesne Light and the phone companies. So, really as a government entity there are jurisdictions that we need to maintain without encroachment on other entities. Primarily safety is the issue. Our Public Works people running and not setting up the proper safety control stages for intermittence stoppage and so on, setting up ladders on telephone poles and taking signage down. Code Enforcement they do it, believe it or not. I know some people want to believe they don't do it and they do it on their own but they don't carry ladders in their vehicles to climb telephone poles and grab those signs. They do the best they can.

Mr. Petrucci – Another thing I want to mention too. Remember when we had the problem with the litter up on Coal Hollow Road and nobody was picking it up and I called the State and then I believe I called either Scott Shepard or John and I said could you do me a favor and pick that up and the reason why we cannot go on there because the guidelines of the safety issues between the State and the Local Government are two complete different identities. The State mandates that you wear a complete yellow uniform from head to toe and that is the difference we don't. So there is a difference. You are stepping on too many people's toes but safety is the number one issue. We want everyone to be safe.

Mayor Kuhn – I also wanted to make a comment on this young girl who spoke to Faith on littering. That comes from early education and we need to educate the young people as to how they need to take care of their properties and how would you like it if you went into your bedroom and there was rubbish or what have you all over your bedroom. So that is an education problem that needs to be addressed at a young age so they follow through with it and Mrs. Getsey and Nancy Hines from the school district they had last year an anti littering program. We had so many because I attended the presentation for those who presented the posters that they made. So that is what needs to be done with educating. Because if you educate the young people and they

understand then it will be just automatic like seat belts are today and I know way back when people use to carry litter bags in their cars just little plastic litter bags that attached to their radio or what have you and that was just a reminder to put the litter in the bag and not out the window.

Mr. Petrucci – What year was that?

Mayor Kuhn – For a minute there I thought Mr. HRomyak was sitting up here because of the fact the comments that they are making because those litter bags were probably in the 60's and they are trying to allude how old I am.

Mr. Petrucci – I think Mellon Bank used to give those out.

Mr. Underwood – We had parents who taught us and taught us well. If it happens at home that is where it happens. With these other companies who litter they don't care that was the other manager and put the blame on somebody else and that is life in the fast lane. It is unfortunate the children do not learn properly because their parents don't teach them that way and that not only starts when they are young but also at school.

Mayor Kuhn – But unfortunately in this world that we live in that would be a perfect world if the parents taught them but unfortunately every child doesn't have that but that is why the school district Nancy Hines and Andrea Getsey they got together and did it because of the fact that was their way of bringing it to everyone's attention and a way of letting them understand the meaningfulness of this. Like I said it is not like we have blinders on, we try to do everything we can. I brought up months ago about we have an Ordinance you can't put political signs of telephone poles and I was asking if there is some way that we could implement that on any signage on telephone poles and at that time the Manager looked into and because it was a Duquesne Light property legally and we were told we can't go on others people's property and take them down and my suggestion was send the citation to Duquesne Light and go through them. It is a problem and a problem to everyone and it is good to bring it to the attention of everyone because some people sometimes think it is nothing well ten or twenty times of nothing causes a serious problem. And as far as the updating your beautification information on the website, I can't image the management won't go along with what you would like to update on that.

Moe Rayan – Mayor I just want it to be noted that Public Works they do have schedules when they go out to pick up litter. It is just like any other task they have. They go within the Municipality on the large arteries and secondary roads and they are scheduled to go out and they do go out and the roads aren't forgotten for litter pick up. Maybe it is not as frequent as some folks would like but they do go out. Litter is not the only job they have they have other tasks they have to complete. We don't ignore any complaint that any department receives they take these complaints serious and they address them as soon as possible and it just happens every day complaints constantly

but we try to do our best and try to address them all in a timely manner. Maybe not what folks would like the same day they get to it and they complete it based upon their schedules.

Mayor Kuhn – Please come up to the microphone if you need to make a brief comment.

Frank Allison – I am in support of Faith and I take down signs off of telephone poles. I don't want to be that guy anymore. Come out of PNC one day, three on one pole. I live here and I am tired of it and tired of seeing them. Started taking them down. If I didn't take them down you would see them but you don't because I take them all down. It is a total mess.

Mayor Kuhn – I agree and like I said when you travel on Sandy Creek Road and Allegheny River Blvd. I said besides the signs on the telephone poles you also have signs for the Temptations, for this and that and as far as anyone advertising, computers or whatever it might be. If you want to put a sign up for a business you have to come up to the Municipality get a permit and pay a fee and I don't like it.

Frank Allison – I see them I take them down immediately and I try to get rid of them immediately. I am worried about my security. I have no place to put the signs. I travel in my car with a spade shovel and I wear a hard hat. I got hit in the head with ply wood signs as big as the hood of my car. Those were the Dr. Roof signs but I take them down immediately because I don't want to give them the benefit of the doubt.

Mayor Kuhn – And when I was on Council I even tried to contact our Magistrate, for Community Service and see if they could have them clean up the roadways because I thought that would be a great Community Service but correct me if I am wrong he informed me that he couldn't do that because of liability because if he gave them Community Service and if they got hit by a car that would be a problem so when you are sitting on Council what you would like to do and what you are permitted to do are two separate things. Isn't that right, Lenny? I didn't want to bring you up but I did approach you and isn't that the answer you gave me?

Mr. HRmoyak – Correct.

Frank Allison – But thank you for letting me speak today. I didn't want to speak but we all live here in Penn Hills like you stated and we want to make it a nice place to live and we don't want people to come in and trash our neighborhoods. I don't know what to do so should I keep taking them down? I don't know Tim, I don't know who we buy houses from, and I don't know if these people are going to come after me. I have lived here only 17 years and cleaning up from McDonalds to Walgreens and there is not one garbage can. I was posting them on facebook. I am a little bit concerned until somebody comes after me for taking down their signs.

Mr. Petrucci – O.K. Frank how about if we let you use the dumpster out back. Me and Mr. Rayan confirmed on it and we will take care of that.

Frank Allison – I really appreciate you guys and thank you.

Mayor Kuhn – Really Jerry this is why I don't like to make exceptions so let's make it very brief.

Jerry Chiappineli – I will – 921 Cimarron Drive - Your honor I was there when they passed the Ordinance for political signs but why do the other people have the right and we don't to put any political signs on poles. Why are they not fined as we were told we would be fined per day per sign? Then if they can do it I guess we can do it. We don't put signs the Democratic Party and I know the brothers in the Republican Parties so if the Ordinance is written that way only why don't you change the Ordinance and why not increase the fines to \$100.00 a piece because I pull signs down I live here too. Duquesne Light guys couldn't climb the poles with their spikes on because of the signs you know it and I know it and he can read it Mr. Mccafferty and if the Ordinance is written just for political signs it needs to be changed and Mayor and Council can change it because Mayor and Council wrote it. I remember when they wrote it here and this is a law and this lady has a very good point. Change the Ordinance.

Mayor Kuhn – Well fine that is all you need to say is change the Ordinance. I think we have gone over and over the situations. It is not that we turn a blind eye or ear on this problem. We are trying to implement so many new ways of improving all of our departments but everything can't be improved over night so I hear everyone's concerns, Council hears everyone's concerns but there is just so much we can do and you have to always remember also that every dollar that would be spent that everyone would like done has to come out of the budget. So when you are asking for these certain projects and that when we have our three budget meetings that are when you should come up and present that but you have to remember that every year I think the average is 3% of cost of living so in reality our budget should go up. I mean our taxes should go up to cover the three percent of the cost of living but of course nobody wants to have increased taxes. And as I said we would like to have two million dollars in road paving and would like to do this, that and what have you but the bottom line is by December 31 and we have to have a balanced budget and that is what we have to do. That is what we are working on doing. Even though we are only required two meetings for the budget we always have three but some reason we don't get the participation that we should so we are considering having some town hall meetings as we did when we had the sewer increase to get the comments from the residents to tell us what they want us to do and I always tell everyone at the budget meetings, you tell me how to put all of this in the budget balance without either cutting services or raising taxes and if you could present that to me I will pass it in a minute but you just can't say Mayor and Council should do x, y, z because the Municipality runs on tax revenue. Whether it is real estate mercantile even if it a grant that grant comes with some type of tax. So present it to us tell us what should be in what should be improved but make sure after that is presented at the

bottom line the revenue that we get in versus the expenditures that we are going to spend out they have to balance. Now I think

Chris Blackwell – The signage Ordinance is extremely easy it is very easy. If it is not in a building or on a pole it is illegal. Every flutter sign temporary sign on a pole banner, special sale they are all illegal every single one of them. And to answer Mr. Chiappinelli's question about the Ordinance they are the only signs that are permitted for a period of time. That Ordinance is there cause they would be illegal too if it wasn't for that Ordinance.

Inaudible.

Chris Blackwell – They are allowed on private property only. You all violate that every election time. Every single one of you. You are also a lot easier to find than it is to find 1-800-JUNK but very easy to find Jerry Chiappenelli.

Mr. Chiappinelli – Not at mike. – Inaudible.

Chris Blackwell – They could make it very simple and have it that all signs are illegal.

Mayor Kuhn - Mr. Chiappinelli we are not going to have a discussion back and forth. You presented a statement and our Planning Director had given an answer. You are on Planning and if you have a question pertaining to this then you could present it at that time. I think we have had enough discussion on this. I am moving forward to the Minutes.

MINUTES:

Mr. Underwood made a Motion to approve the **Minutes of June 4, 2018** Council Meeting Minutes.

Mr. Petrucci seconded the Motion.

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

EXPENDITURES

Mr. Brodnicki made a Motion to approve the **Expenditures of July 2, 2018**, Journal Vouchers, 2 - \$1,612,141.32, C.D. Requisitions 0 - \$0.00, Master 40814 - 41059 - \$2,165,640.50 - Total \$3,777,781.82.

Mr. Petrucci seconded the Motion.

Mayor Kuhn – I don't really want an answer on this tonight but everyone is I am sure of the YMCA situation and I did see that Check No. 40953 in the amount \$9,718 it is on the last page is for HUD YMCA Scholarship Fund. I don't need an explanation tonight but if someone could tell me if the YMCA is closing in Penn Hills when is it closing and how long will that scholarship

Mr. Petrucci – August 30, 2018.

Mayor Kuhn – Right so if that is the case and we are giving over \$9,700 for a scholarship is that scholarship then going to go to a YMCA not in Penn Hills so Moe if you could give me an explanation.

Moe Rayan – We will do an investigation Mayor on that before we release the check.

Gary Underwood – Inaudible.

Mayor Kuhn – Gary what I am asking here is what the Municipality has budgeted for the scholarship and if the scholarship is for September 2018 through May of 2019 and if they are going to close by the end of August then I really would like to know what that is in regard to. Eddie I don't want to drive you insane you know how much I appreciate you but is there some way we could check that out or is there any information on that. I am not being rude but maybe Council doesn't agree with me but I don't know being that the YMCA has chosen to close now it is not just Penn Hills closing down it is several YMCA's but they choose Penn Hills because the memberships were down and they weren't getting enough revenue to keep it running but I don't feel that being that they choose to take the YMCA out of Penn Hills that Penn Hills shouldn't be using their HUD money for another community and if it possible that we could transfer that into something else that would be beneficial to Penn Hills so that is my concern. I am not asking for a vote or anything if there is some way we could hold that payment until we know what that situation is.

Deputy Mayor Sapp – Mayor Kuhn with regards I was just wondering if we just renege all together on that after your investigation or research and suggest maybe we send to another YMCA in another Community.

Mayor Kuhn – I don't know.

Chris Blackwell – No that is Penn Hills CBDG money and they would have to spend in Penn Hills. I suspect that these funds Penn Hills Mayor and Council obligated those funds in October, November and December of last year. They only finally now asked for money. This hadn't happened at the time this was on your Agenda and we did the requisition prior to the news that they were closing. This is for summer programs for youth that cannot afford these programs.

Mayor Kuhn – O.K. so what you are telling me then is \$9,718 that we are going to be paying is for programs that did take place?

Chris Blackwell – Or did or going on right now.

Mayor Kuhn – O.K. so that is my only concern. Mayor & Council have supported the YMCA for many, many, many years so I have no problem with that it is just that I want to make sure that our HUD money that we are getting we take it from other community needs and give it to the YMCA.

Chris Blackwell – I will check with and confirm with the Director prior to issuing the check but it is for the summer programs.

Mayor Kuhn – If that funding is for the programs that we have already used for Penn Hills then I am fine with that.

Moe Rayan – We are going to confirm that Mayor before we release the funds and bring it back to your attention with a memo.

Mayor Kuhn – So we will just leave it on the expenditures as it is for this vote correct?

Moe Rayan – I believe you can go ahead and vote on it and in the event that it is not approved then it won't be released this way if we find out it is being spent in our community here then we will release it.

Mayor Kuhn – Ok. Thank you.

Mr. Petrucci – Yes on all except check 40839 no on that one.

Mayor Kuhn – I abstain from check number 40839 to Don Kuhn Auto Body for \$600.00 that is the last rental check that the Municipality will be paying to Don Kuhn Auto Body because the service that he was giving the Municipality is now being done by within and I vote yes on all others.

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

Mayor Kuhn – Do I have a Motion for Expenditures of July 16, 2018?

Mr. Brodnicki made a Motion to approve Expenditures of July 16, 2018 – Journal Vouchers – 0 - \$0.00, C.D. Requisitions 17 - \$57,176.12, Master 41060 – 41106 - \$1,199,196.65 making a grand total of \$1,256,372.77.

Mr. Petrucci seconded the Motion.

Mr. Petrucci – I just want to point out one thing. There is a payment to ALCOSAN. I know you people in the audience don't have a copy of this but we are paying ALCOSAN \$396,000.00. Mr. Rayan can you elaborate on what this payment is for?

Moe Rayan – It is for their rental fee. Sewer Rental Fee. We send sewage down there and they process it and they handle it and that is the price of doing business.

Mr. Petrucci – Thank you.

Deputy Mayor Sapp – I have a question under ALCOSAN for the \$810.00 credit. Mr. Petrucci asked my first question. Mr. Rayan could you give a brief explanation?

Moe Rayan – I can check on that but sometimes we will have to give credits back to residents if approved by ALCOSAN if in the event they had some type of water leak and had to do a repair. If they get an approval from ALCOSAN then we will refund the monies with receipts from the property owner but I can check on this one in particular and let you know.

Deputy Mayor Sapp – Thank you

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

RESOLUTIONS

Mr. Brodnicki made a Motion to approve **Resolution No. 2018-028** – authorizing The Proper Municipal Officials to execute all Documents and Agreements with ALCOSAN for a Green Revitalization of our Waterways (GROW) Program Grant for The Churchill Country Club Sewer Lining Project.

Deputy Mayor Sapp seconded the Motion.

Mr. Petrucci – Mayor I would just like to point out one thing. This Churchill Country Club Sewer Lining Project internally lined approximately 3,700 linear feet that is equivalent to about ten ball fields. The Municipality is requesting a grant in the amount of \$483,000 or 85% of the project cost what I am getting at it is only ten ball fields so this is very expensive.

Mayor Kuhn – Just to educate the media and the residents we as a Municipality have to have a Resolution to ALCOSAN to request a grant. We have already received a letter of interest and it was accepted by ALCOSAN and they in turn invited us to submit the application so this is a very positive step and naturally we are hoping that this comes through for us and we are requesting 85% of the cost and their grants range from anywhere from 25% to 85% but being that we have a letter of interest and they invited us to submit an application we are very hopeful that this will come about.

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

Mr. Brodnicki made a Motion to approve **Resolution No. 2018-029** – authorizing The Proper Municipal Officials to execute the attached agreement incident of separation from employment and to approve the terms as stipulated within the agreement.

Mr. Petrucci seconded the Motion.

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

Mr. Underwood made a Motion to approve **Resolution No. 2018-030** – awarding a Contract to Jadell Minniefield Construction Services, Inc., for the demolition of certain structures for The Penn Hills 2018 Demolition Package 11 for a total bid award of \$32,340.00.

Mr. Petrucci seconded the Motion.

Mayor Kuhn – Just to list the properties that are going to be demolished one is 1929 Lincoln Avenue Extension, 4609 Verona Road, 215 Janice Drive, 6870 Sylvan Street.

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

Mr. Underwood made a Motion to approve **Resolution No. 2018-031** – awarding a contract to A. Liberoni, Inc., for the 2018 Capital Road Paving Project in the total amount of \$622,591.50.

Mr. Petrucci seconded the Motion.

Andrea Getsey – 151 Crescent Hills Road – My question is about the amount and the budgeted amount was \$775,000.00 and I guess this came under the budgeted amount at \$622,000.00. Is there a plan and of course the paperwork doesn't tell us what streets.

Mr. Petrucci – It does tell you the streets but they are very small so I will tell you the streets after you are done.

Andrea Getsey – O.K that is what I want to ask and are we going to do extra roads since this came in less than was anticipated?

Moe Rayan – That money goes into the alternates. We put the alternates in there in the event that the bids come in higher than the budgeted amount but if it comes in lower then we add the alternates. So they will be added.

Mayor Kuhn – Moe If I am not mistaken in 2017 we had under budgeted for our road program and that enabled us to redo two or three streets with the money that we have left over.

Moe Rayan – We used it all. There was no money left over and yes the bids came under the projected contract cost so there was some money available and we added alternates so we finished additional streets in Mrs. Getsey's neighborhood that were going to stay until this year so we were able to finish everything and spend all the monies.

Mayor Kuhn – Right. I wanted the public to understand even though the bid is lower than the budget amount it doesn't mean that we are just going to use that for something other than road paving. As I stated last year because of the fact we had an excessive amount we were able to do extra streets.

Mr. Petrucci – I will read these streets off to you. Elizabeth, Clematis, Stevens, Kim, Greylock, Knickerbocker, Third, Yellowstone, Fielding and Yosemite. Now the way I understand Mr. Rayan and Scott Shepard drove around and took a look at all the roads in Penn Hills and they went from the worse to the not so bad, and that is how they picked them, is that correct?

Moe Rayan – That is correct and in addition we utilized the pavement management program and tried to stay in compliance with that program that was established in 2008 and we would like to do more than what we are doing but the funds are not there but we try to do the best with what we have sometimes we were able to do more roads if we get contracts that the prices are reasonable but with the cost of fuel anymore we are going to have fuel adjustments in the contracts but we are hoping we will have a good year this year with paving. Of course there are CD monies and of course there is an in house program as well. All together it will be upward about \$1,000,000.00.

Mr. Petrucci – Thank you Mr. Rayan

Mayor Kuhn – I am sorry if you have a question you will have to come up to the microphone.

Mrs. Getsey – inaudible. Not at microphone.

Mr. Petrucci – Mrs. Getsey I don't believe we have a copy of that right now.

Moe Rayan – I don't have the list with me Mrs. Getsey but I can get it for you if you want.

Mrs. Getsey – Yes. Thank you.

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

Deputy Mayor Sapp made a Motion to approve **Resolution No. 2018-032** – awarding a Contract to Massarelli Excavating LLC for The Demolition of certain structures for The Penn Hills 2018 Demolition Package 11 for a Total Bid Award of \$19,149.00.

Mr. Underwood seconded the Motion.

Mayor Kuhn – Just so the audience is aware the awarded demolition is for 7284 Schley Street, 506 Hochberg, 510 Hochberg and 2324 Main Street.

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

Mr. Underwood made a Motion to approve **Resolution No. 2018-033** – awarding a Contract to Golon, Inc., for Base Bid One and Base Bid Two of The Multi-Purpose Center Interior UFAS Improvements Project for a Total Bid Amount of \$74,850.00.

Mr. Petrucci seconded the Motion.

Mayor Kuhn – Just for public knowledge the Multi Purpose Center located in the Lincoln Park Community is owned by the Municipality.

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

Mayor Kuhn – I believe Mayor & Council got the replacement Resolution 2018-034?

Deputy Mayor Sapp – Yes.

Deputy Mayor Sapp made a Motion to approve **Resolution 2018-034** – approving The Submittal of a Joint CFA Grant Application with The Borough of Oakmont to The Pennsylvania Department of Community and Economic Development.

Mr. Petrucci seconded the Motion.

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

Mr. Petrucci made a Motion to approve **Resolution No. 2018-035** – adopting The National Incident Management System (NIMS).

Deputy Mayor Sapp seconded the Motion.

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

Deputy Mayor Sapp made a Motion to approve **Resolution No. 2018 – 036** – adopting and placing into immediate effect The Emergency Operations Plan of The Municipality of Penn Hills and providing for periodic review to conform to State and County Regulations.

Mr. Petrucci seconded the Motion.

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

ITEMS FOR CONSIDERATION

Mr. Brodnicki – Yes I have an item for consideration for Mayor & Council. As everybody knows even though Moe is here we are losing our Manager. Most of the reason is due to micro-managing amongst us as far as things we are not suppose to do and am I correct Craig that Council's job is to legislate and the Municipal Manager's job is to run the Municipality on a day to day business?

Craig Alexander – Based on the Home Rule Charter that is correct Mr. Brodnicki.

Mr. Brodnicki – And the Home Rule Charter is pretty straight up about that?

Craig Alexander – How the Home Rule Charter is set up is there is a very strong Manager to run the Municipality.

Mr. Brodnicki – And the way I see it is well we are looking for a new Manager now. For a quality person to come in here they are going to want to know that they are going to be able to perform their job without other people telling them what to do and basically if they don't do that we are going to have a hard time finding somebody.

Mayor Kuhn – That is right.

Mr. Brodnicki – What I am proposing here. People might think we discuss things amongst each other all the time but we don't. We are in and out of the building at different times and see different things. If any of us see something like this as micro-managing please bring it up as a Resolution to sensor that person. To show that we don't approve of that and that is it and I think that is important to show that Council does not approve of behavior like that and we may never see that again but I think that is important for us to keep in mind.

Mayor Kuhn – We will probably have to ask the Solicitor if that would be o.k. I know that there is just so much that you can do with rules and regulations to a Council Member or the Mayor. So Craig maybe if you could just briefly I don't want a big bill on

this you could just look at this and give Mr. Brodnicki some information on it that would be helpful.

Craig Alexander – I can absolutely do that. The answer is pretty clear and you and I have talked on this early on when we looked at the Home Rule Charter and I could put it in memo form. But the only remedy that Mayor and Council would have if anybody is doing micromanaging is to sensor. Mayor and Council have no power to penalize anybody only to sensor which is basically saying we don't like what you are doing so don't do it again. That is it.

Mayor Kuhn – Right so that is my understanding so really Mark do you understand what he was saying?

Mr. Brodnicki – Yes but I wanted to add also that applies to me too because we all abide by the same rules. If I do something wrong someone bring it up. Just to show that we don't approve of it.

Mayor Kuhn – Well everyone up here was voted by the voters of Penn Hills so everyone has a right to their opinion and everyone has a right to what they want to say. So if a Council person feels that someone the Mayor or one of Council Members are not behaving in the way they should there is nothing wrong with you bringing it up at a public meeting, o.k.

Mr. Brodnicki, O.K. thank you.

INTRODUCTION FOR ORDINANCES, RESOLUTIONS, ETC.

Mr. Petrucci – In light of the new fireworks law, I have been getting a lot of complaints and I am sure you are and a lot of the Community is complaining about it that the fireworks are lasting past 11:00. I know myself it was 3:00 in the morning one night and they were setting off fireworks. I know we talked about a Noise Ordinance before but I think we should have a Resolution for a Noise Ordinance relating to these fireworks. I think we should stop them at 11:00 and maybe it would help the situation out a little bit.

Inaudible.

Mayor Kuhn – I think that is something that we can look into. Has the fireworks been passed that they are permitted now?

Craig Alexander – They are. Perhaps what I can look at is the noise, like a dog barking is a nuisance.

Mayor Kuhn – O.K. because what I was going to say that fireworks are permitted but you have people who are abusive of it. The Fourth of July they want to set off

fireworks that is fine but unfortunately they will set them off two weeks before the Fourth, two weeks after the Fourth and I really don't think that the fireworks need to be set off after 11:00 P.M. I don't know if you could look into that to see exactly how if we could make an Ordinance that says all fireworks have to be stopped at 11:00 P.M. and only are permitted to be on during the actual July 4th date and then if we are permitted to say that you will be cited and you will be charged with a certain amount of a fine. I was wondering if you could look into that?

Craig Alexander – I absolutely can do that.

Mayor Kuhn – Is that what you were thinking, John?

John Petrucci – Yes Mayor.

REPORTS FROM MAYOR, COUNCIL AND MANAGER

Mr. Underwood – Not at this particular time.

Deputy Mayor Sapp – I would just like to pay tribute to all our emergency servicing and public safety departments and even our residents that came out to help with that huge incident we had in Penn Hills when the jeep went over the cliff. I think we did a good job. I think that our departments handled themselves very well in that unforeseen incident that was just so unfortunate and I don't know how often they practice something like that and they did a very, very fine job. Thank you.

Mayor Kuhn – Thank you and I am sure all Mayor & Council agree with Deputy Mayor Sapp on that situation and it was unfortunate but it was handled professionally.

Mr. Petrucci – Yes it was.

Mr. Underwood – The Volunteer Fire Department No. 1, our EMS Department were there also on the spot and Diane Fitzhenry our EMS Director she was there as well as our Police. How they did it how they put the boom out on the fire truck so they could drop a line down just unreal.

Mr. Petrucci – Let's not forget about Jason Bonace, he brought the dog up.

Mr. Underwood – Yes, true.

Deputy Mayor Sapp – Yes.

Councilman Brodnicki – Just briefly. I don't have anything prepared because on the way here I stopped at the rally about the closing of the YMCA over at Universal Park. It was well attended. Representative DeLuca was there and Cathy stopped in as I

was leaving. Magistrate DeLuca was there. It was really a proud moment to be part of Penn Hills and hopefully we can do something about this to keep it open.

Mayor Kuhn – John keeps looking at me because I always leave him for last but that is because of the fact that he always has a laundry list for us.

Councilman Petrucci – My laundry list today will begin with some different events that happened throughout the Community. On June 26th, myself and Mr. Underwood went to the ribbon cutting ceremony down at Turner's Dairy. Famous for their Ice Tea. Owe them a debt of gratitude. Myself and Mr. Underwood went to their new office across the street. July 10th ribbon cutting for Family Support at 10 Duff Road, Suite 304. It is a joint effort from Family Care Connection with Children's Hospital and Allegheny County. This facility is for women who are pregnant or have children and what they are trying to do is trying to educate them when they are pregnant and educate them while they have children on how to parent. What they feel is beginning with the family and their education progress that they hope to keep these kids out of the system. I think this is a wonderful program and wish them a lot of luck on that and they have a nice facility, 10 Duff Road, Suite 304. Another thing that came past my desk is Tires 4 Word Program sponsored by Bridgestone Tires. Now this will save the Municipality some money and help out on some of these local pickups. The Bridgestone 4 Word Program also recycles tires elected as part of an organized public lands, rivers, streams and lakes clean ups events across the County. Citizens participating in a Community Clean up event may request Bridgestone's help recycling the tires as part of the effort by completing this. So basically what they are going to do if we get in touch with them they will come out and pick up all of those tires wherever we have them. Whenever we do the next pick up maybe we could use Bridgestone and it will save the Community a ton of money. What do usually pay per tire three to six dollars per tire?

Moe Rayan – At least.

Mr. Petrucci – To get rid of them and dispose of them. My last thing that I have on my list is that Mr. Rayan and I have talked briefly before he leaves to write some kind of story on the beginning of the water and sewage problems in the 80's and bring it all the way up to 2018. The reason for doing this would be so the next Manager that comes in could know what went on in the 80's and follow the trail all the way up to 2018. So he has agreed to write something up. Is that correct?

Moe Rayan – Maybe.

Mr. Petrucci – O.K. Maybe. So maybe he will get something like that together for us. So that is all I have for you tonight.

Mayor Kuhn – Very Good. I do want to I was out of town for two weeks and I want to thank Council for covering for me at functions that I was unable to attend. I do want to thank Councilman Underwood and Councilman Petrucci for being at the Turner

Ribbon Cutting Ceremony for their new building as Councilman Petrucci touched on Penn Hills is very fortunate to have such a large company within Penn Hills and as he said they started nowhere near where they are at this stage and they are known throughout especially for Turner's Ice Tea and they never left Penn Hills and to me that is a statement that Penn Hills should and always be proud of is the fact that Turners grew in leaps and bounds but they never out grew Penn Hills. So I appreciate that they attended for me because I did feel bad that I missed that and as Councilman Petrucci had stated on July 10th was the ribbon cutting at the Family Support and Mr. Petrucci was also available and I thank him for that. I have a few reports that I want to go over. We had some well not necessarily with Mayor and Council but there have been some comments regarding our Contract with Hoffman Kennels. Now I myself did not tour the facility and I am sorry John I did not tell you that I was going to ask you but I know you had informed me that you had. So I was just wondering if you could just enlighten the Mayor and Council plus the audience on what you found as the running of Hoffman Kennels.

Mr. Petrucci – Well the running of Hoffman Kennels. I stopped up there one day and just popped in on them. It is a really clean facility, people are very friendly and nice and my concern was that it was a kill shelter. And at that point I asked some different questions and they pointed out to me that that is the last resort. They try to adopt the dogs out and try to get them homes whether it be with one of the other humane societies or getting a good home for the animal. I didn't see any problems with the facilities itself. I know the next meeting we are going to have a lady speak on different problems that she thinks arose with Hoffman Kennels and I believe Sabol Kennels will be here also if I am not mistaken. Mr. Hoffman right there and I am sorry I made you come tonight but I hope you come to the next meeting to answer some of the questions. Like I said you sent me an e-mail and it was very informative and I do have the e-mail. I have all the paperwork you gave me and I will bring it to the next meeting and will give it to the rest of the Council also.

Mayor Kuhn – Thanks John and I apologize for putting you on the spot like that without telling you in advance but we have had Hoffman Kennels for many, many years and any Contracts that we have are always gone over with the Manager and I have been on Council for twelve years and Mayor for two years and I have never had a complaint regarding Hoffman Kennels so it was surprising to me that this came up so one comment negative about a business that we have dealt with for many years I am going to have to ask for some specifics on exactly what the comments are and how they came about and determining these terrible allegations. I mean don't get me wrong if someone finds out something about one of our vendors of course we want to be made aware of it but on the same token when someone gives an allegation of such priority I do need to see or hear from them as to where they got the information from. So I thank Councilman Petrucci again for going up and taking a tour of the facility so I just wanted to make that announcement because I have never had a complaint and this is surprising to me. I am not just going to say I am not going to pay any attention to the complaint but on the same token I am going to make sure that the complaint is actual facts.

Mr. Petrucci – I think when she speaks next meeting she is going to have a laundry list also and I want Mr. Hoffman here also.

Mayor Kuhn – So John is she going to be on the Agenda?

Mr. Petrucci – She is going to be on the Agenda and give us a report and she is bringing Sabol Kennels also.

Mayor Kuhn – O.k.

Mr. Petrucci – So Mr. Hoffman you make sure you are here.

Mayor Kuhn – I mean of course it is up to you but it would probably be best if you were here but that is totally up to you.

Mr. Petrucci – He needs to explain to us when she tells us one thing and he explained it very clearly to me and I don't have a problem with it.

Mayor Kuhn – I have received a letter from Reverend Lance from the Monroeville Assembly of God and he writes Mayor Kuhn, Greetings. Just a note to say thank you for considering our Zoning Amendment at the most recent City Council Meeting. It was great to meet you and the other members of Council. We look forward to working with you in the future as we establish a new Church in the Community of Penn Hills. So with that letter that leads me to believe that they are still very interested in Penn Hills and at the very first meeting before we tabled it I know we suggested that we would be more than thrilled to have the facility come into Penn Hills because of all the things that they can do and represent for people who need them and can't afford to have them. But I said to them, unfortunately, you picked the prime property in Penn Hills and Mayor and Council said to them that there are so many other properties in Penn Hills that would be more reasonable. And at that time, I did ask Councilman Petrucci, I said to the Monroeville Assembly of God that I am sure that Mr. Petrucci had brought up several different locations and so I had said to them and if you care to look at them I am sure Mr. Petrucci would take you around and I was informed from Mr. Petrucci that in fact he did meet with them and they did go and look at some properties. Is that right, John?

Mr. Petrucci – Yes, yes we did.

Mayor Kuhn – that is a very positive letter and we are hopeful that they do continue to come into Penn Hills.

Mr. Underwood – Chris did they not come to you and ask you for a list of properties that they could use for their church and you told them that you would take them around?

Chris Blackwell - Yes they did and we gave them a list of properties.

Mr. Underwood – So it was Chris that gave them the information first.

Mayor Kuhn – Right and that was acknowledged at the meeting. The only thing I was bringing up it was my suggestion that being Mr. Petrucci gave some locations that perhaps if they wanted to go with him that it would cost a lot less for the Municipality because Mr. Petrucci's time is free where if we would have a staff member do the actual leg work of taking them around that of course is taking him away from his job and what he is doing. And no way Chris you know I would never ever insinuate that you aren't doing your job. That would never be a consideration that I would ever say because I tell everyone we are very lucky to have the Directors and the Staff in Penn Hills that we have. I also spoke with Chris and told him and asked him if he did send out the letter to The Monroeville Assembly of God and he did and it wasn't ever that I was trying that Chris wasn't involved because he was the young man who brought Pull and Pay into Mayor and Council's attention and even though it was a very unpopular subject at the time it proved to be one of the biggest projects that has come into Penn Hills and beside the revenue tax, we get their mercantile tax also. And I have also stated that was the young man over there that brought Pull and Pay into Mayor and Council's attention.

ADJOURNMENT

Deputy Mayor Sapp made a Motion to adjourn the meeting.

Mr. Underwood seconded the Motion.

Mayor Kuhn - Meeting is adjourned. Thank you all for coming and we hope to see you all next month.

The meeting was adjourned at 9:53 P.M.

DATE

MAUREEN M. SORCE
MANAGER'S SECRETARY