

The regular meeting of the Munhall Borough Council was held on September 17, 2014 in Council Chambers, Munhall Borough Building, 1900 West Street Munhall, PA 15120. The meeting convened at 7:00 pm with Council President Dan Lloyd presiding.

The Pledge of Allegiance was led under the direction of Councilman Bernie Shields.

Preliminary Announcements

NONE

Roll Call:

Dan Lloyd, Council President
Richard Votedian, Councilman
Rob Falce, Councilman
Bernie Shields, Councilman

Harvey Inglis, President Pro-Tem
Joe Ballas, Councilman
Rick Brennan, Councilman

Also in Attendance:

Robert Callen, Borough Manager
Missy Dudas, Secretary
Raymond Bodnar, Mayor
Patrick Campbell, Police Chief
Matt Pisarcik, Fire Chief
Bob Biscey, Acting Director of Public Works
Greg Evashavik, Borough Solicitor
Lindsey Jewart, Borough Engineer

Public Speakers:

Scott Stevens: 111 Caroline Street Munhall, PA 15120. Request to speak at an Executive Session regarding a personal matter. Trying to find a diplomatic resolution as opposed to a legal resolution. Solicitor Evashavik responded by explaining that Mr. Stevens must go through the Chief of Police to use that chain of command in order for his personal matter to make it to Council. Due to Sunshine Law – citizens may not speak at Executive Session, only employees.

Susan Ballas: 4135 Shady Avenue Munhall, PA 15120. Member of Planning Commission: held a meeting in June and had a guest speaker, M r. Doug Shields, who gave a comprehensive update on Fracking in Allegheny County. Mrs. Ballas is looking for a status update on the request for an Ordinance to be put into place regarding the prevention of Fracking in Munhall. Council President Lloyd responded that there was a discussion with Solicitor Evashavik and Manager Callen that ran directly opposed to what the solicitor and the president had previously discussed. Solicitor Evashavik had already begun to work on an Ordinance based on a template.

Solicitor Evashivik stated that there is issue with enforcing a complete ban of Fracking. Many communities have put an Ordinance in place to prohibit Fracking that have not been challenged yet. ACT 13 - what authority do local authorities have? There are already state regulations in place, the local government has no authority to disregard the law. The best way to make an Ordinance on this subject is to give specification of limitation to where drilling can occur, non-residential, distance, time they can drill, etc. An Ordinance of that content would withstand a legal challenge. Mrs. Ballas: Other municipalities have passed Ordinances Rights Based Article 1 Section .7. There is more strength in numbers and a number of municipalities have already passed this type of Ordinance. Requesting Council to consider the Ordinance. Councilman Shields suggested the solicitor draft an Ordinance to be taken back to the planning commission for review.

[Daveen McLaughlin: 4605 Woodhill Drive Munhall, PA 15120.](#) Discussion of new storm sewers being put in in front of her home. She went to leave for work and Public Works crew had dug a trench in front of her driveway. She could not leave for work. She was not notified that this work was taking place that day. Street Department had to backfill the trench in order for her to leave. She asked why they were not notified and that in the future, please send out notifications. Mr. Callen apologized on behalf of the workers and will follow up with Interim Supervisor regarding this matter.

Public Comments on Agenda Items

Raymond Kondas: Marigold Street Munhall, PA 15120. Questioned item 7 and item 5, why do we have so many people collecting all this money all the time? President Lloyd answered by stating that different companies have different expertise.

Mr. Kondas the asked is why the Borough is changing Insurance companies, are we not being serviced well? Mr. Lloyd responded we will discuss when motion is put on the floor. Mr. Lloyd state that he is not satisfied when the Borough Manager is not properly bonded and the Borough has large loss runs.

Donna Dreshman: Forrest Avenue Munhall, PA 15120. Motion 1, what is the contribution going to be? President Lloyd - 2%.

Motion 2: How many parcels of property can be undeveloped? Lindsey Jewart - Engineer responded: none in its entirety. Two properties that are affected in a floodplain are a parcel in the Waterfront and a piece of property on West Run Road.

Motion 5: Length of contract? Manager Callen - 3 years, with an exit clause that we have to let them know 90 days prior to end of contract.

Motion 7: Who were the two companies to bid on the insurance for the Borough? President Lloyd - HDH Group, and Insurances of Pittsburgh.

After Motions 9 & 10 what will the cash balance be? Manager Callen - \$1,519,708.20

New Motion

Motion to approve the Munhall Borough Council meeting minutes for August 2014.

Motioned By: Councilman Ballas **Second:** Councilman Inglis

Motion Passed

Reports form Borough Officials:

Solicitor: Continuing exchange of emails of police grievance retroactive pension deduction.

Issue of 19th Avenue playground - pulled file, ran deed search. It has not been recorded - Sent letter to Mr. Phirrmann to record the deed.

Manager: Received 12 proposals for Pension Investment Advisors, narrowed down to 5. Review Com mittee will interview all 5 next week.

There are 7 structures for demolition; the final CDBG Year 41 application will be submitted in November to SVCOCG.

We have received 5 applications for Public Works Supervisor.

Budget worksheets will be distributed to all department heads soon. Preliminary budget ready by November and wish list.

Meeting with Negotiating Committee and Teamsters 205 on Oct 9th. Looking at options for Healthcare.

Need to develop Social Media Policy for both employees and volunteers that work for Munhall Borough.

Regional uniform construction code appeals board.

Engineer:

Eighth Avenue updated recommendations – portion of roof has fallen in, there are no forcing issue to collapse the building. It has been two years, and weather has also not compromised the structure.

MOTION: On the floor to remove the structure blocking the sidewalk in front of the building.

PennDOT extension was resubmitted for Safe Routes to School.

Public Works:

Nothing New To Report

Sign for Woodhill was ordered.

Crime Watch signs were removed due to old number on the bottom of signs.

Police:

647 calls resulting in 667 incident reports. 37 arrests and 100 citations issued. Chief Campbell discussed the borrowed apparatus that has marked the speed and number of vehicles that enter and exit the Waterfront via the flyover. Purpose for the meeting with PennDOT on Thursday September 25, 2014.

Fire: 39 Calls, 0 Injuries.

Monthly events: Several training exercises and seminars scheduled. Fire

Prevention at local schools is beginning on Friday September 19, 2014. Merger between Munhall Fire No. 2 and Munhall Fire No.3 was effective as of June 4, 2014. Papers were signed by the judge, however the new company had to adopt a new name, which could not be apart of the merger. That paperwork was submitted, and just awaiting the confirmation from the Commonwealth that the name-change has been completed. New name for the fire department is Munhall Central Fire and Rescue.

In the month of September there were several natural gas calls; between 15-20 calls. Equitable Gas was denying that it was their issue, but the "unofficial" word is that they put too much Mercaptan in the line.

Fire Chief Commission ends 12/31/14, elections will be held in October, 2014

Code Enforcement: None Reported – Not present, Excused

Sewer Authority: None Reported – Not Present, Excused

Solicitor - Discussion on Ordinance of 1513 out of Borough Code to enforce any fines. A fee schedule is in effect, if not complied, action will be taken to the Magistrate.

Mayor: Items to report Halloween Parade October 25th, 2014; line up at 2:30pm, at First Commonwealth Bank.

Halloween Trick or Treat is October 31th, 2014 from 6:00 to 8:00 pm.

Flyover Meeting on September 25th, 2014 with PennDOT officials: regarding the Flyover, Brierly Lane and Whitaker Way.

Veterans Day Meeting September 25th, 2014 at 1pm

Request a stop sign at Caroline Street and Center Street.

Expressed the fallout of the system since we moved to 911. Still need a dispatcher to man the building. What has been decided regarding prisoners?

Items for Consideration

1. Motion to enact Ordinance No. 1564 authorizing the creation of a Defined Contribution Pension Plan for Munhall Borough Non Uniform employees hired on or after January 1, 2013.

Motioned By: Councilman Falce **Second:** Councilman Brennan

PUBLIC HEARING No Comments

ROLL CALL: Motion Passed Unanimously

2. Motion to enact Ordinance No. 1565 known as Floodplain Management requiring all persons, partnerships, businesses, and corporations to obtain a permit for any construction or development and providing for the issuance of such permits, setting forth certain minimum requirements for new construction and development within areas of Munhall which are subject to flooding, and establishing penalties for any persons who fail or refuse to comply with the requirements or provisions of the Ordinance.

Motioned By: Councilman Ballas **Second:** Councilman Inglis
PUBLIC HEARING No Comments
ROLL CALL: Motion Passed Unanimously

3. Motion to enact Ordinance No. 1566 authorizing and delegating the Munhall Municipal Sewer Authority to enforce Borough Ordinance No. 1513 prohibiting the connections of surface water and storm water from any property or structure into the sanitary sewer system and providing penalties for violations.

Motioned By: Councilman Inglis **Second:** Councilman Shields
PUBLIC HEARING No Comments
ROLL CALL: Motion Passed Unanimously

4. Motion to award the Munhall Borough Web Redesign project to Holt Web Design LLC at the proposal price of \$6,845.00 and ongoing content maintenance at \$50 per month with first 60 days free.

Motioned By: Councilman Shields **Second:** NONE
MOTION RECINDED; consider in 2015 budget

5. Motion to award and enter into a contract with eCollectPLUS LLC to serve as Munhall Borough's Rental License Fee and Delinquent Fee Collector according to the terms of the contract and at a collection rate of 3% for current collections and 20% for delinquent collections.

Motioned By: Councilman Inglis **Second:** Councilman Brennan
Motion Passed Unanimously based on Amendment- Strike the 3% current collections and length of time to terminate in 90 days.

6. Motion to award the Early Intervention Program analysis to Resource Development & Management, Inc. at the proposal cost of \$53,000 under the condition that Munhall Borough receives a substantial DCED grant for stated purpose.

Motioned By: Councilman Inglis **Second:** Councilman Brennan
Motion Passed Unanimously

7. Motion to appoint The HDH Group as Munhall Borough's exclusive Agent and Broker of Record for soliciting and securing Property/Liability Insurance upon the expiration of the current Property/Liability Insurance coverage.

Motioned By: Councilman Brennan **Second:** Councilman Shields
Motion Passed 4:3 - For - Lloyd, Inglis, Shields, Brennan
- Against - Ballas, Votedian, Falce

8. Motion to appoint Insurance Services of Pittsburgh as the Broker of Record for Munhall Borough Volunteer Fire Department.

Motioned By: Councilman Inglis **Second:** Councilman Shields
Motion Passed 6:1 - For - Lloyd, Inglis, Shields, Brennan,

Votedian, Falce
- Against - Ballas

9. Motion to execute a Letter of Intent for Financial Management Consulting Services and submit same to the Pennsylvania Department of Community & Economic Development for consideration and acceptance, and, with such services offered at no cost to Munhall Borough.

Motioned By: Councilman Falce

Second: Councilman Ballas

Motion Passed Unanimously

10. Motion to pay the bills for the period August 20, 2014 through September 15, 2014 as in the Profit and Loss Detail Report, summarized as follows:

Administration:	\$ 29,106.28
Police:	\$ 54,905.08
Fire:	\$ 32,240.10
Health & Sanitation:	\$ 33,947.90
Public Works:	\$ 63,295.19
Recreation:	\$ 5,675.96
Miscellaneous:	<u>\$ 3,140.81</u>
TOTAL:	\$ 222,311.32

Motioned By: Councilman Inglis **Second:** Councilman Shields

Motion Passed Unanimously

11. Motion to approve Payroll for the period of August 28, 2014 through September 11, 2014 as follows:

August 28, 2-14:	\$ 110,728.95
September 11, 2014:	<u>\$ 111,947.46</u>
TOTAL:	\$222,676.41

Motioned By: Councilman Ballas **Second:** Councilman Votedian

Motion Passed Unanimously

President Lloyd added:

12. Motion to add a Stop Sign at the corner of Center Street and Caroline Street effective immediately.

Motioned By: **Second:**

MOTION TABELD

BRIEF DISCUSSION ON A NUMBER OF TOPICS.

Motion to adjourn meeting.

Motion Passed Unanimously

Minutes Approved By: _____

Presiden Dan Lloyd

Date: