

**MINUTES OF THE REGULAR MEETING OCTOBER 8, 2013
OF THE MT. LEBANON COMMISSION**

The Commission of Mt. Lebanon, Pennsylvania, held a Regular Meeting that began at 10:00 P.M., on Tuesday, October 8, 2013, at the Municipal Building, 710 Washington Road. President Kluck called the meeting to order and led in the Pledge of Allegiance to the Flag. Manager Stephen M. Feller called the roll. Present were Commissioners John Bendel, Dave Brumfield, Kelly Fraasch, and Matt Kluck. Commissioner Kristen Linfante was not present. Also present were Chief of Police McDonough, Public Works Director Kelley, Recreation Director Donnellan, Finance Director McCreery, Fire Chief Sohyda, Planning Officer McGill, IT Officer Schalles, Commercial District Officer Milliron, Assistant to the Manager Cross, Public Information Representative Lilley, and Inspections Officer Berkley. Also present were Phil Weis of the solicitor's office and Dan Deiseroth of the engineer's office.

Mr. Kluck stated that John Ferguson, Mt. Lebanon Treasurer, passed away on Monday. He extended condolences on behalf of the commission and staff to the Ferguson family. He also noted John Ferguson's 28 years of service to the municipality.

CITIZEN COMMENTS

Elaine Gillen of 735 Vallevista Avenue spoke against the use of rifles in the municipality to cull deer and also against the purchase of synthetic turf for athletic fields.

John Williams of 120 Academy Avenue spoke against making Academy Avenue a one-way street.

Doug Satterfield, owner of Rollier's Hardware located at 600 Washington Road, spoke against making Academy Avenue a one-way street. He believed the traffic would increase on Shady Drive. He also stated that the Rollier's parking lot would be used as a cut-thru, which could create safety issues for customers of his store.

Walt Henry of 719 N. Meadowcroft Avenue spoke in support of the proposed sidewalk installation on N. Meadowcroft Avenue.

Scott Zasadil of 126 Academy Avenue stated that he has resided on Academy for 16 years, and he does not believe that there is a safety problem. He also spoke against making Academy a one-way street.

Kerry Descalzi of 805 N. Meadowcroft Avenue spoke in support of the proposed construction of sidewalks on N. Meadowcroft.

Jen Brandenstein of 747 N. Meadowcroft Avenue spoke in support of constructing sidewalks on N. Meadowcroft. She added that her family would accept responsibility for clearing and keeping clean the portion of sidewalk where there is a question of ownership.

Kimberly Schevtchuk of 519 Lyndhurst Drive spoke against the use of rifles to cull deer. She also had issues with the report from White Buffalo.

David George of 65 Academy Avenue spoke against making Academy Avenue a one-way street.

Dave Egler of 121 Poplar Drive spoke in support of deer culling. He also spoke about Academy Avenue.

Tom Dempsey, Jr. of 130 Academy Avenue stated that he is in agreement with Trans Associates' recommendation to remove some parking spaces on Academy. He also suggested using Trans' 143' sight-distance recommendation from the driveway at 60 Academy Avenue, so that the resident at 110 Academy, who has elderly parents, is not as affected by the removal of spaces.

Elizabeth Tighe of 132 Academy Avenue spoke against making Academy a one-way street. She indicated that she had concerns with the review process and with the future of Academy after the six-month trial period.

Sarah Missenda of 121 Academy Avenue spoke against making Academy a one-way street.

Elizabeth Scanlon of 723 N. Meadowcroft Avenue spoke in support of constructing sidewalks on N. Meadowcroft. She also spoke about the proposed stop signs on N. Meadowcroft at Kenforest.

**CONSIDERATION OF THE MINUTES FROM
THE ADJOURNED MEETING HELD SEPTEMBER 23, 2013**

Ms. Fraasch moved and Mr. Brumfield seconded to approve the minutes. The vote was called. The motion passed unanimously.

PUBLIC HEARING ON THE CAPITAL IMPROVEMENT PROGRAM (CIP)

Mr. Brumfield said as required by the Charter, the Capital Improvement Program (CIP) for 2014-2018 was submitted to the Commission on July 31, 2013. A public hearing is required to be held on this program prior to the issuance of the Manager's Recommended Budget.

Mr. Kluck declared the public hearing opened.

Dave Egler of 121 Poplar Drive spoke about the general descriptions on pages 13-16 and the justification for the equipment. He also spoke about Pennsylvania Boulevard.

Because there were no further comments, Mr. Kluck declared the public hearing closed.

**CONSIDERATION OF RESOLUTION NO. R-15-13 ADOPTING THE
PROPOSED MT. LEBANON COMPREHENSIVE PLAN IN
ACCORDANCE WITH SECTION 302 (B) OF THE
PENNSYLVANIA MUNICIPALITIES PLANNING CODE (MPC)
ACT OF 1968, P.L. 805, NO. 247 AS REENACTED AND AMENDED**

Ms. Fraasch said the Pennsylvania Municipalities Planning Code states that the governing body shall hold at least one public hearing prior to the adoption of the Comprehensive Plan.

The Planning Board has recommended that the Commission adopt the proposed Mt. Lebanon Comprehensive Plan.

A public hearing was held on September 23, 2013.

Ms. Fraasch moved and Mr. Brumfield seconded to adopt Resolution No. R-15-13. The vote was called. The motion carried unanimously.

**CONSIDERATION OF RESOLUTION NO. R-16-13
CONCERNING SIDEWALKS ON N. MEADOWCROFT**

Mr. Bendel moved and Mr. Brumfield seconded to adopt Resolution No. R-16-13, of which the revised language was provided by Solicitor Weis and which should include a paragraph that states there will be a resident meeting with the affected property owners prior to the contract being signed. The vote was called. The motion carried unanimously.

**CONSIDERATION TO INSTALL “NO TURN ON RED” SIGNS
AT FOUR APPROACHES OF BOWER HILL AND PARKVIEW**

Mr. Bendel said that as part of the Bower Hill Road traffic synchronization project, the traffic consultant for the Southwestern Planning Commission, Whitman Requardt & Associates, recommended a prohibition of left turns into Parkview Drive from both directions and to install “No Turn on Red” signs for all four approaches. The Municipal Traffic Engineer, Trans Associates, concurred with this recommendation. On September 4, the traffic board declined to recommend any changes, but acknowledged that the commissioners/manager may have to make a decision on this matter.

Mr. Bendel moved and Mr. Brumfield seconded to 1) approve the “No Turn on Red” sign for all four approaches; and, 2) make no changes to prohibit left turns into Parkview Drive, but instruct the police department to monitor the accident experience and traffic conditions in the area over the next three-year period and regularly report on the status to the Commission. The vote was called. Mr. Bendel, Mr. Brumfield, and Ms. Fraasch voted in favor the motion. Mr. Kluck voted against the motion. The motion passed three to one.

CONSIDERATION OF TRAFFIC AND PARKING ON ACADEMY AVENUE

Mr. Bendel moved and Mr. Brumfield seconded to remove a maximum of six parking spaces on Academy Avenue (including one metered space and five unmetered spaces) as recommended by the traffic engineer and the traffic board, and also to instruct the traffic engineer to do an evaluation of the minimum sight distance required to achieve the same desired results, and to reduce the number of parking spots eliminated if recommended by the traffic engineer. This action will be evaluated in six months to determine the effectiveness. The vote was called. The motion carried unanimously.

**CONSIDERATION FOR THE RELEASE OF FINANCIAL
SECURITY POSTED FOR THE FRESH MARKET
PROPOSED RETAIL STORE LAND DEVELOPMENT PLAN**

Mr. Brumfield said the Fresh Market has requested the release of financial security posted for private improvements installed for the development of their project located on Washington and Connor roads. The request has been verified by the Municipal Engineer, and they are recommending that the amenities bond in the amount of \$550,820 be released at this time and that the cash deposit of \$55,082 be held until the items identified the Gateway Engineers review letter dated September 19, 2013 are completed.

Mr. Brumfield moved and Mr. Bendel seconded to release the amenities bond in the amount of \$550,820 and retain the cash deposit of \$55,082 until the items identified in the Gateway Engineers review letter dated September 19, 2013 are completed. The vote was called. The motion carried unanimously.

**CONSIDERATION FOR THE AWARD OF THE
SLEEPY HOLLOW STORM SEWER PHASE 2 CONTRACT**

Mr. Brumfield said five bids were received on October 2, 2013 for the Sleepy Hollow Storm Sewer Phase 2 Project. This project is a continuation of the work that was started within the watershed in 2001. This project will build upon the previous project by adding additional storm sewer inlets and piping to further improve the collection system. The alternate bid involved further collection system upgrades near the watershed limits and will be considered for a future phase of construction.

The Municipal Engineer has verified the bid as follows:

Contractor	Base Bid	Add Alternate #1
Independent Enterprises, Inc.	\$154,525	\$77,375
Niando Construction, Inc.	\$170,155	\$82,975
D'Andrea Plumbing and Construction	\$176,290	\$103,475
R&B Contracting and Excavation	\$179,355	\$108,275
Mann Construction, Inc.	\$356,150	\$99,000

The low bidder has completed similar work for the Municipality in the past in a satisfactory manner and the Municipal Engineer recommends the award. The engineer's estimate for the base bid was \$175,000.

Mr. Brumfield moved and Mr. Bendel seconded to award the Base Bid for the Sleepy Hollow Storm Sewer Phase 2 Contract to Independent Enterprises, Inc. in the amount of \$154,525. The vote was called. The motion carried unanimously.

**CONSIDERATION OF BIDS FOR THE RECREATION CENTER
CEILING AND SOUND SYSTEM REPLACEMENT PROJECT CONTRACT**

Ms. Fraasch said one bid was received on October 2, 2013. The project involves the installation of new acoustic ceiling tile and suspension system in the recreation center lobby and various areas within the municipal tennis center building. The contract also includes the replacement of the sound system in the recreation center.

The Municipal Engineer has verified the bid from Plavchak Construction as follows:

Base Bid #1	Base Bid #2	Base Bid #3	Add Alt #1	Add Alt #2	Add Alt #3
\$ 38,775.00	\$ 3,200.00	\$ 54,400.00	\$ 18,825.00	\$ 20,200.00	\$ 3,000.00

Add Alt #4	Add Alt #5	Add Alt #6	Add Alt #7	Add Alt #8
\$ 4,200.00	\$ 5,000.00	\$ 20,900.00	\$ 9,000.00	\$ 6,700.00

The Municipal Engineer confirms that the contractor is capable of performing the work. The Director of Recreation recommends the award for Base Bids #1, #2 and #3, and Add Alternates #3, #4, #7 and #8. There are adequate funds that were designated from the 2012 unassigned funds to complete this work.

Ms. Fraasch moved and Mr. Brumfield seconded to award the Recreation Center Ceiling and Sound System Replacement Project Contract to Plavchak Construction in the amount of \$119,275 for Base Bids #1, #2 and #3 and Add Alternates #3, #4, #7 and #8. The vote was called. The motion carried unanimously.

**CONSIDERATION OF STOP SIGNS AT THE
INTERSECTION OF N. MEADOWCROFT AND KENFOREST**

Mr. Bendel said on October 2, 2103, the Traffic Board recommended the installation of stop signs at all three approaches to the intersection of N. Meadowcroft and Kenforest. Trans Associates found that the stop sign is needed because of insufficient sight distance at the intersection.

Mr. Bendel moved and Mr. Brumfield seconded to approve the installation of a three-way stop at the intersection of N. Meadowcroft and Kenforest. The vote was called. The motion carried unanimously.

CONSIDERATION OF APPOINTMENTS TO ADVISORY BOARDS

Mr. Brumfield moved and Mr. Bendel seconded to make the following appointments:

Benjamin Wetmore of 16 Hazel Drive to fill an unexpired term on the Historic Preservation Board ending March 31, 2016.

Mose McNeese of 833 Chalmers Place to fill an unexpired term on the Parking Board ending March 31, 2016.

Christopher Frenie of 935 Valleyview Road to fill an unexpired term on the Traffic Board ending March 31, 2014.

The vote was called. The motion carried unanimously.

MANAGER ANNOUNCEMENTS

Mr. Feller spoke about the Plein Air event, and presented the “Municipal Building at Night” painting by Patrick Lee, which will be displayed in the municipal building. He also stated that prior to tonight’s meeting, the commission met in executive session to discuss pending litigation, legal issues relating to potential acquisition and disposal of property, and applications for boards and authorities. The next adjourned meeting of the commission is scheduled for Monday, October 28, 2013, at 8 p.m.

ADJOURNMENT

The meeting adjourned at 11:35 p.m.