

**MINUTES OF THE REGULAR MEETING MAY 12, 2015
OF THE MT. LEBANON COMMISSION**

The Commission of Mt. Lebanon, Pennsylvania, held a Regular Meeting at 8:00 P.M., on Tuesday, May 12, 2015, at the Municipal Building, 710 Washington Road. President John Bendel 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 Dave Brumfield, Kelly Fraasch, Steve Silverman, Coleen Vuono, and John Bendel. Also present were Deputy Police Chief Lauth, Fire Chief Sohyda, Recreation Director Donnellan, Acting Public Works Director Sukal, Finance Director McCreery, Planning Officer McGill, Inspections Officer Berkley, and Public Information Officer Morgans. Also present were Phil Weis of the solicitor's office and Dan Deiseroth of the engineer's office.

COMMISSION/MANAGER'S ANNOUNCEMENTS

It was announced that at 6 p.m., Coleen Vuono took the Oath of Office to fill the unexpired term of Kristen Linfante.

Mr. Feller stated that prior to the meeting, the Commission met in executive session to discuss appointments to advisory boards, a personnel issue and legal issues with the solicitor regarding the Home Rule Charter. After this meeting, the Commission will go back into discussion session to discuss flowers in front of the municipal building. The next adjourned meeting is scheduled for Tuesday, May 26, 2015, due to the Memorial Day holiday on Monday.

Mr. Bendel summarized what took place in the discussion session, including discussing private street improvements, drafting two ordinances to change provisions in the Home Rule Charter, insurance proposals, unassigned fund balances and commission goals. He stated that it was established that on June 22, at 6 p.m. a work session regarding deer management will replace the adjourned meeting. He also said the July adjourned meeting will be replaced by a longer discussion session at 6 p.m., with another work session on Saturday, August 8, where the Commission goals will be discussed at length.

Ms. Fraasch stated that there will be a Memorial Day program on May 25, at 7 p.m. at the veterans' memorial.

JUNIOR COMMISSIONER HALEY SILVERMAN COMMENTS

Haley Silverman was not able to attend the meeting; therefore, her father, Commissioner Silverman, read comments from Haley. The report discussed the high school's first lip dub, the Nike shoe program, the freshman students participating in cleaning Bird Park, and the musical. She also wrote that students are working hard to get through their AP testing, and they are participating in the Relay for Life event on May 30-31 at the high school stadium.

CITIZEN COMMENTS

Melissa Cicozi of 619 Crystal Drive stated that deer establish a territory and will not leave it. She stated that deer population can double in size from year to year. She said that Pennsylvania is ranked number two in the country regarding deer/vehicle collisions, with 40,000 occurring annually. She spoke in support of deer management and culling activities.

Will Ford of 10 Purchase Place stated that the deer population is increasing. He also stated that it's not unusual to see 11 to 12 deer together at one time in the community. As an avid deer hunter, he said it's been many years since he's seen so many deer in one area. He spoke in support of deer management and culling activities.

Angie Phares of 124 Longuevue Drive stated that her background is in biology, medicine and master gardening. She stated that the native plants are not regenerating due to the deer, adding that something needs to be done to control the deer so that the ecosystem can return to its natural balance. She spoke in support of deer management and culling activities.

Dave Egler of 121 Poplar Drive welcomed new Commissioner Coleen Vuono. He spoke in support of the Home Rule Charter changes, retaining the current insurance company, and leaving funds sit in the unassigned balance.

Steve McLean of 285 Orchard Drive spoke about the Home Rule Charter changes, including the proposal to eliminate the super-majority requirement to issue debt.

Barbara Sollenberger of 120 Newburn Drive inquired about the permit request for deer sterilization. She also spoke about the surrounding communities and what action they are taking to manage deer. She also stated that she didn't believe there was a safe place in Mt. Lebanon to conduct deer culling.

**CONSIDERATION OF THE MINUTES FROM THE
ADJOURNED MEETING HELD APRIL 27, 2015**

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

**CONSIDERATION OF ORDINANCE (BILL NO. 5-15) AMENDING THE FIRE
CODE TO INCORPORATE THE CARBON MONOXIDE ALARM STANDARDS**

Ms. Vuono said that in 2013, the Commonwealth enacted the Carbon Monoxide Alarm Standards Act requiring carbon monoxide alarms in residential and multi-family residential building having fossil fuel-burning heaters, appliances, fireplaces, and/or attached garages. The Act permits municipalities to adopt their own enforcement regulations.

The ordinance was introduced April 27, 2015, and the Fire Chief recommends adoption of the proposed Ordinance.

Ms. Vuono moved and Mr. Silverman seconded to enact Ordinance (Bill No. 5-15). The vote was called. The motion carried unanimously.

**INTRODUCTION OF ORDINANCE (BILL NO 4-15) AMENDING
THE ZONING ORDINANCE RELATED TO THE
REGULATION OF WIRELESS COMMUNICATIONS FACILITIES**

Mr. Silverman said the Ordinance would amend the current regulations by providing definitions; establishing certain general and specific standards relating to the location, placement, construction and maintenance of tower-based and non-tower based wireless communication facilities; providing further for the regulation of such facilities with in the public rights-of-way and outside the public rights-of-way and providing for the enforcement of such regulations

On April 28, 2015, the Planning Board recommended approval of that the Ordinance.

Ordinance (Bill No. 4-15) was introduced, and the public hearing was set for May 26, 2015.

**INTRODUCTION OF ORDINANCE (BILL NO. 6-15) AMENDING
THE MUNICIPAL CODE TO ALLOW THE VOLUNTEER FIRE
COMPANY TO ELIMINATE THE RESIDENCY REQUIREMENT FOR
UP TO SIX FORMER MEMBERS WHO MEET CERTAIN CRITERIA**

Mr. Brumfield said that on May 4, 2015, the Volunteer Fire Company voted to amend its by-laws to eliminate the residency requirement for up to a maximum of six former members who have met certain criteria, including: (1) have completed a minimum of two years of regular membership, (2) have obtained Firefighter II certification, (3) resides within 12 air miles of the public safety building, and (4) continues to meet all call and drill attendance requirements.

Ordinance (Bill No. 6-15) was introduced.

**CONSIDERATION OF FINAL APPROVAL
FOR THE CRISWELL CONSOLIDATION PLAN**

Ms. Fraasch said on April 28, 2015, the Planning Board granted preliminary approval and recommended final approval of the Criswell Consolidation Plan, subject to the Engineer's review comments in a letter dated April 4, 2015. All engineering comments have been addressed.

The property owner is requesting a consolidation plan for two adjacent lots located on Kenmont Avenue.

Ms. Fraasch moved and Mr. Brumfield seconded to grant final approval of the Criswell Consolidation Plan. The vote was called. The motion carried unanimously.

**CONSIDERATION OF A REQUEST FOR FINAL APPROVAL
TO THE SUMMIT POINTE PLAN OF LOTS #2 SUBDIVISION PLAN**

Mr. Brumfield said on April 28, 2015, the Planning Board granted preliminary approval and recommended final approval for the Summit Pointe Plan of Lots #2 Subdivision Plan, conditioned on the Engineer's review comments in a letter dated April 22, 2015 at its meeting on Tuesday, April 28, 2015.

The Engineer has reviewed the revised plans and recommends approval with conditions related to a grading and geotechnical report.

The plan is a re-subdivision of the Summit Pointe-R plan as previously approved and recorded. The Commission granted a conditional approval for a similar plan at their March 10, 2015 meeting. No changes are proposed to the small portion of the property located in Baldwin Township.

Mr. Brumfield moved and Ms. Fraasch seconded to grant final approval for the Summit Pointe Plan of Lots #2 Subdivision Plan subject to the following conditions:

1. A grading permit application must be submitted and include all information required in Part VI of the Mt. Lebanon Code, including but not limited to Plans and Specifications for Grading and a Geotechnical Engineering Report to support the proposed plan.
2. A Development Agreement acceptable to the Manager and Solicitor, which will include financial security requirements, must also be executed within 90 days.

The vote was called. The motion carried unanimously.

**CONSIDERATION TO PURCHASE A NEW
COMBINATION SEWER CLEANING TRUCK**

Mr. Silverman said that the public works department contacted three local vendors that supply combination sewer cleaning equipment to be used for maintaining over 150 miles of municipal sanitary sewer main lines and 75 miles of storm lines. The three vendors were asked to provide demonstration vehicles that would meet the criteria needed by the public works department to effectively maintain the sanitary and storm systems. Upon completion of the demonstration phase, vendors were asked to provide price quotes which would include the trade value of the existing 1996 Aquatech Combination Sewer Truck. The following quotes were received:

<u>Vendor</u>	<u>Cost</u>	<u>Intergovernmental Purchasing Program</u>	<u>Truck</u>
Golden Equipment Co.	\$325,000	DGS #4400011430	Aquatech
U S Municipal Supply	\$335,481	Costars #025-019	Vac Con
A & H Equipment	\$330,750	Costars #25-044	Vactor

Based on the field demonstrations, included options, past experience and available service, the public works department recommends that the purchase of a new Aquatech Combination Sewer Truck provided by Golden Equipment be purchased at the price of \$325,000 which includes the acceptance by trade of the existing 1996 Aquatech unit. The price is below the funding that has been provided for this purpose in the 2015 capital improvements budget.

The purchase is being made pursuant to a cooperative intergovernmental purchasing program.

Mr. Silverman moved and Ms. Vuono seconded to approve the purchase of an Aquatech Combination Sewer Truck from Golden Equipment Company for \$325,000. The vote was called. The motion carried unanimously.

ADJOURNMENT

The meeting adjourned at 8:40 p.m.