

**MINUTES OF THE ADJOURNED MEETING MAY 26, 2015  
OF THE MT. LEBANON COMMISSION**

The Commission of Mt. Lebanon, Pennsylvania, held an Adjourned Meeting at 8:00 P.M., on Tuesday, May 26, 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 Police Chief McDonough, Fire Chief Sohyda, Acting Public Works Director Sukal, Finance Director McCreery, Planning Officer McGill, Inspections Officer Berkley, Business District Officer Milliron, Assistant to the Manager Cross, and Senior Online Editor Pace Lilley. Also present were Brock McCandless of the solicitor's office and Dan Deiseroth of the engineer's office.

**RECOGNITION OF CHIEF COLEMAN MCDONOUGH**

Senator Smith and Rep. Miller presented proclamations to Chief McDonough in honor of his retirement and service to the community. Commission President Bendel recognized Chief McDonough, presenting a proclamation to him for his service. The police department also presented Chief McDonough with a gift.

**RECOGNITION OF GLENN WALLACE**

Senator Smith and Rep. Miller presented proclamations to Glenn Wallace for his 25 years of dedicated service as a firefighter for the municipality.

**COMMISSION/MANAGER'S ANNOUNCEMENTS**

Mr. Bendel summarized what took place in the discussion session, including discussing private street improvements for Rosbury Place, an external auditors' presentation of the CAFR, as well as a discussion on pay as you throw. Mr. Bendel noted that there will be no adjourned meeting on June 22, but there will be a longer discussion session held instead on deer management.

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. The next regular meeting is scheduled for Tuesday, June 9, 2015.

Ms. Fraasch stated that there was a great turnout at the memorial service held at the veterans' memorial last evening. After the ceremony, the Boy Scouts retired a flag in a ceremonial process. She also stated that the First Friday series starts on June 5.

**JUNIOR COMMISSIONER HALEY SILVERMAN COMMENTS**

Haley Silverman stated that she attended the memorial service. She also stated that the Fashion Club held a fashion show with the proceeds benefiting Officer Mike Reimer, collections for the earthquake victims in Nepal continue, and students are preparing for next year's clubs. She stated that she wanted to educate students about pay as you throw. She also is spreading the word about the junior commissioner program.

**CITIZEN COMMENTS**

Lisa Sharfstein of 648 Ridgefield Avenue spoke in support of pay as you throw.

Al Edmonds of 431 Bower Hill Road spoke in support of pay as you throw.

Amy Greenbaum of 936 Valleyview Road spoke in support of pay as you throw. She also stated that she resides in Virginia Manor, and she is opposed to the creation of a historical board for Virginia Manor. She suggested surveying the residents of Virginia Manor to determine if they support such a board.

Kathy Hrabovsky of 280 Orchard Drive stated that she supports a pay as you throw program.

Bob Abraham of 944 Academy Place spoke in support of pay as you throw.

Jonathan Edmonds of 431 Bower Hill Road stated that he supports pay as you throw.

Jason Margolis of 142 Morrison Drive spoke in support of pay as you throw.

Aaron Steinfeld of 250 Arden Lane spoke in support of pay as you throw, stating that many communities use the pay as you throw system effectively.

Hazel Cope of 918 Osage Road spoke in support of pay as you throw.

Corey Flynn of 1074 Lindendale Drive stated that Mt. Lebanon should lead and implement the pay as you throw program.

Suzanne Stamatov of 240 Woodhaven Drive stated that she's a member of the Lebo Green group, and they are committed to educating the public on the pay as you throw program.

Pam Scott of 134 Markham Drive spoke in support of the pay as you throw program.

Michelle Markowitz of 130 Crescent Drive spoke in support of the pay as you throw program.

Mark O'Matz of 246 Morrison Drive asked that the pay as you throw program be implemented as soon as possible.

David O'Matz of 246 Morrison Drive spoke in support of pay as you throw.

Yoka Slagle of 245 Morrison Drive stated that Mt. Lebanon should lead by example and rethink the timeline for the pay as you throw program.

Christine O'Matz of 246 Morrison Drive spoke in support of the pay as you throw program.

Barbara Sollenberger of 120 Newburn Drive had concerns with the pay as you throw program stating that an additional fee would be charged to collect bulk items. She was concerned about people throwing items in front of other residents' yards.

Andrew Baram of 648 Ridgefield Avenue, member of the environmental sustainability board, spoke in support of pay as you throw.

Ms. Fraasch asked that a formal vote be taken at the next commission meeting to determine the commitment of the commission on the pay as you throw program.

**CONSIDERATION OF THE MINUTES FROM  
THE REGULAR MEETING HELD MAY 12, 2015**

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

**PUBLIC HEARING ON 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 the Ordinance. The ordinance was introduced May 12, 2015.

Mr. Bendel declared the public hearing opened.

Mr. McGill gave a summary on the proposed ordinance.

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

**CONSIDERATION 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**

Ms. Fraasch said 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.

The ordinance was introduced May 12, 2015.

Ms. Fraasch moved and Mr. Brumfield seconded to enact Ordinance (Bill No. 6-15). The vote was called. The motion carried unanimously.

**INTRODUCTION OF ORDINANCE (BILL NO. 7-15) AMENDING THE CHARTER  
TO CHANGE THE NUMBER OF COMMISSIONERS REQUIRED TO INCUR DEBT**

Mr. Brumfield said on January 7, 2014, the Ad Hoc Home Rule Charter Study Committee recommended various changes to the Charter.

Currently, a simple majority of the Commission is authorized to make decisions regarding expenditures, capital programs, budgets, and setting of tax rates. However, the Charter requires a super majority of the Commission to make decisions regarding debt. This ordinance would change the Charter regarding the number of commissioners required to incur debt to promote uniformity in financial decision making.

The proposed ordinance would place the issue on the November 3, 2015 general election ballot.

Ordinance (Bill No. 7-15) was introduced, and the public hearing was set for June 9, 2015.

**INTRODUCTION OF ORDINANCE (BILL NO. 8-15) AMENDING  
THE CHARTER TO CHANGE THE ADVERTISING REQUIREMENTS FOR DEBT**

Mr. Silverman said on January 7, 2014, the Ad Hoc Home Rule Charter Study Committee recommended various changes to the Charter. Currently, the Charter requires two separate advertisings to incur debt, one between 15 and 30 days prior to incurring debt, and the other between seven and 15 days. These requirements are in excess of the requirements of the Local Government Unit Debt Act, which requires only one advertising three to 30 days before debt is incurred. The Commission has found the dual advertising rule to be cumbersome and detrimental in that it limits the ability of the Municipality to take advantage of favorable market conditions, especially with respect to refinancing.

This ordinance would require one advertisement seven to 30 days before debt is incurred.

The proposed ordinance would place the issue on the November 3, 2015 general election ballot.

Ordinance (Bill No. 8-15) was introduced, and the public hearing for June 9, 2015.

**CONSIDERATION OF A PETITION BY RESIDENTS  
OF ROSBURY PLACE TO IMPROVE THEIR PRIVATE  
STREET AND CHANGE THE STATUS TO BE A PUBLIC STREET**

Ms. Fraasch that said on November 24, 2014, the Commission approved a Private Street Policy. The residents initiated the process by submitting a petition and deposit to pay for engineering costs. The Commission then directed staff to prepare an initial review sufficient to obtain a preliminary cost estimate. The Engineer has prepared preliminary plans and cost estimates, and the Municipal Manager has recommended the maximum level of financial contributions by the Municipality.

Ms. Fraasch moved and Mr. Brumfield seconded to (1) approve the recommendation that the street will qualify as a significant level of public use for a 75% municipal contribution for improvements to the physical cartway of the street, (2) direct the Solicitor and Engineer to prepare formal right-of-way and waiver documents and bid specifications, (3) ask that the property owners abutting the street formally indicate their willingness to pay the contribution, complete the appropriate waivers, convey the right-of-way and other legal acknowledgments contained in the private street policy. The vote was called. The motion carried unanimously.

**CONSIDERATION OF AN AWARD FOR MT. LEBANON'S  
2015-2016 PROPERTY/CASUALTY INSURANCE PROGRAM**

Mr. Brumfield said the non-employment-related insurances for the Municipality expire this month. This includes property, equipment, crime, automobile, general liability, professional and umbrella coverage. The total expiring premium cost is \$387,245.

Baily Raabe and Associates (BR&A) was retained to review and market the coverages. They provided independent risk management consulting services.

Proposals were received from four Western Pennsylvania insurance brokers. BR&A recommended that the Municipality retain the current program through the broker HDH Group and MRM Property & Liability Trust. The total premium for 2015-2016 is less than the current year, and the program provides opportunities for dividends.

Mr. Brumfield moved and Ms. Fraasch seconded to approve the placement of insurance for 2015-2016 with the MRM Property & Liability Trust insurance pool at a total premium of \$352,471. The vote was called. Mr. Silverman abstained from voting because he is a member of the Board of Directors with MRM Trust. The motion carried with four votes and one abstention.

**APPOINTMENTS TO THE MUNICIPAL BOARDS**

Ms. Vuono moved to make the following appointments:

Board	Name	Address	Expiration
Appeals	Natalie Sheely	423 Carnegie Drive	3/31/19
Library	Jane Broeren	1360 Terrace Drive	3/31/17
Pension	Mark Flaherty	145 Altadena Drive	3/31/18
Planning	James Cannon	145 Main Entrance Drive	3/31/16

The vote was called. The motion carried unanimously.

**CONFIRMATION OF DIRECTOR APPOINTMENT**

Mr. Brumfield said the Home Rule Charter gives the Municipal Manager the power and duty to appoint all municipal employees, except that Department Directors shall be hired with the consent of the Commission.

Mr. Brumfield moved and Ms. Fraasch seconded to consent to the Manager's appointment of Aaron Laugh as Police Chief. The vote was called. The motion carried unanimously.

**CONSIDERATION OF THE EXPENDITURE  
LIST FOR APRIL TOTALING \$2,492,701.14**

Mr. Silverman moved and Ms. Vuono seconded to approve the expenditure list for April totaling \$2,492,701.14. The vote was called. Mr. Bendel abstained from voting because of his son's seasonal part-time employment with the tennis center. The motion carried with four votes and one absention.

**DEPARTMENTAL REPORTS**

Ms. Vuono asked that the reports be received and filed.

**ADJOURNMENT**

The meeting adjourned at 10 p.m.