

**MINUTES OF THE REGULAR MEETING JUNE 11, 2019  
OF THE MT. LEBANON COMMISSION**

The Commission of Mt. Lebanon, Pennsylvania, held a Regular Meeting at 8:00 P.M., on Tuesday, June 11, 2019, at the Municipal Building, 710 Washington Road. Commission President Steve McLean called the meeting to order and led in the Pledge of Allegiance to the Flag. Manager McGill called the roll. Present were Commissioners John Bendel, Craig Grella, Steve Silverman and Steve McLean. Commissioner Kelly Fraasch was not present. Also present were Assistant Manager McMeans, Chief of Police Lauth, Fire Chief Sohyda, Public Works Director Sukal, Finance Director McCreery, and Public Information Officer Pace-Lilly. Also present were Phil Weis of the solicitor's office and Dan Deiseroth of the engineer's office.

**COMMISSION/MANAGER'S ANNOUNCEMENTS**

Manager McGill summarized the information that was reviewed during the discussion session, including a presentation on a possible bond issuance, received an update on the municipal salary study, the deer management program, pension plan information, the proposed overnight parking ordinance, and heard from commissioners regarding activities with various boards and authorities.

Manager McGill stated that immediately following this meeting, the Commission will meet in executive session to receive legal advice from the solicitor on various legal issues. The next adjourned meeting is scheduled for Tuesday, June 25, 2019, at 8 p.m. in the Commission Chambers of the Municipal Building. The discussion session will also begin at between 6 – 6:30 p.m. in Room C.

Mr. Grella stated that Relay for Life is scheduled for Saturday, June 15, from 8 a.m. until 11 p.m. He also stated that the Mt. Lebanon Police remind you to always lock your vehicle and home, and do not leave any valuables in your vehicle. He stated Mt. Lebanon Library will kick off its summer reading program on Monday, June 17. He also said that Waste Management has begun spot checking recycling bins that are not in compliance with the new recycling guidelines.

Mr. Silverman stated that last Saturday was the Pop Up Recycling event for glass in the commissioners' lot, noting that two 30-yard dumpster boxes were filled.

**CITIZENS COMMENTS**

Kimberly Schevtchuk of 519 Lyndhurst Drive spoke about the deer report, stating she did not agree with the findings. She also asked that the report be placed online.

Barbara Sollenberger of 120 Newburn Drive spoke about the deer report. She also stated that the PA Game Commission exists to promote deer hunting. She also inquired about the methodology used for the report.

Mr. Grella explained that numbers are gathered through various sources, including deer/vehicle accidents, which are obtained from the police department and dead deer pickups, which are obtained from animal control.

Mr. McLean explained that these numbers are reviewed for five years, with one more year remaining, to determine if there is a reduction in the deer/vehicle collisions and dead deer and the overall effectiveness of the program.

Dan Hackett of 470 Carnegie Drive, treasurer for Indoor Tennis, stated that a bond issue is being contemplated to include capital projects, and he requested replacement of six of the 15 courts be considered. He stated that the six courts are the ones that go under the bubble in the winter time, noting the courts are beyond their useful life; therefore, a full replacement is needed. He noted that Indoor Tennis received a quote for \$375,000, which includes tearing up the courts and replacing them to include an underground hydro water system, which would last for 25 to 30 years. He stated that Indoor Tennis would commit \$180,000 to this renovation, and the window to do this without interfering with events is August 1 through September 30. He added that Indoor Tennis and the municipality have partnered for over 50 years, and Indoor Tennis has contributed over \$1 million for indoor renovations during that time.

Mr. Bendel noted that the project is not on the list for the bond, but he would like to have it under consideration to add it. He also didn't believe the project could be done this year; therefore, it would become a 2020 project. Mr. McLean concurred with Mr. Bendel.

Michael Babich of 447 Duquesne Drive stated that he supports deer management. He also spoke about the road construction project for Duquesne Drive. He asked what the process was for removing 100-year-old brick from the street and replacing it with asphalt, and he questioned the communication process. He noted that there are elderly, handicapped and blind people living on the street, and he wanted to know what process was in place to accommodate them for parking.

Mr. Deiseroth stated that the decision to reconstruct Duquesne Drive this year was prompted by the storm damage from last June, which heavily damaged the road. He stated in reference to the bricks, a study was done by PennDOT which categorized the bricks into three levels, noting that Duquesne was classified as a Category 3, and the municipality is only rehabilitating brick streets with Category 1 or 2 classification. In addition, the steepness of the street, which has a 10% grade, was also taken into consideration. He stated that the municipality will spend \$437,000 to do a full reconstruction of the street, including curbs and drainage and take out some of the bump outs, which should help with the drainage. He stated the project will be completed in three different phases, with curbs and drainage first, then excavation, and finally the base placement and paving. He noted that the contractor doing the work is very experienced and believes the work will be done within the five-week timeframe.

Mr. Deiseroth indicated that a very detailed notification system is in place, and residents will be apprised of what's going on once the project commences. He noted that there's a full-time inspector on the job, and if any resident needs to get out for an appointment, the contractor will make provisions. This contractor is very accomplished, and he goes above and beyond to make certain everyone is accommodated.

Mr. Babich inquired about speed bumps, and Mr. McLean advised him to contact the traffic board on this matter.

Becky McDermott of 455 Royce Avenue stated that she and her neighbors fully support the deer management program. She also spoke about the proposed overnight parking ordinance, asking that protections for homeowners be included in it, noting that a truck from another street parks on Royce every night, which she previously sent pictures of same to the commissioners. She

asked that legislation include verbiage prohibiting vehicles from parking on streets other than their own.

Egon Klatt of 280 Parkway Drive inquired about fines for recycling. Mr. McLean explained the new recycling guidelines and fines for the waste hauler and municipality. Mr. Klatt stated that he had an issue with the crew a couple months ago mixing the refuse and recycling, so he called the municipality. He noted that when he ran into the driver again, he apologized. He stated that if full compliance is required, the municipality needs to do more in educating the community.

Sharon McCarthy of 436 Duquesne Drive stated that Duquesne Drive is a long street that runs between Cedar Boulevard and Bower Hill Road with no intersecting streets. She didn't believe there was enough communication from the municipality about this project. She indicated that utilities have been working on the street since March, and most of what they have learned has come from the utility crews and not the municipality. She stated that Duquesne is a cut through street, and the bricks slow down traffic and are a noise warning to anyone in the street. She asked why the paving is to continue on the flat part of the street since there was no damage to this portion. She also was told that the curb cuts are being removed, which she is against, stating that people use them as a turnaround. She also spoke about titles to paper streets.

Dan Deiseroth stated that by removing the curb cuts, it will enable the curbs to maintain the drainage from the street. He also stated that the titles are not an issue since the contractor is working within the right-of-way of the road. He also stated that the utilities were notified of this project, and while we can encourage them, we cannot control them.

Tracey Shannon of 430 Duquesne Drive can't comprehend why two-thirds of the street is being reconstructed when only one-third of street was damaged. She also stated that there is no communication with the residents as to what's going on.

Stewart Shannon of 430 Duquesne Drive spoke about the life cycle of bricks versus asphalt, stating that bricks are part of the charm of Mt. Lebanon.

Jodi McLaughlin of 217 Valley Park Drive spoke against the deer management program, expressing a concern with archery hunting and relaying an incident that she and her children experienced with a deer that had an arrow in it in her yard. She stated that her children have found arrows in their backyard, and they are afraid to go into the backyard now. She stated that the hunter was not part of the municipal program; her neighbor gave permission for him to use her yard.

**CONSIDERATION OF THE MINUTES FROM  
THE ADJOURNED MEETING HELD MAY 28, 2019**

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

**CONSIDERATION OF ORDINANCE (BILL NO. 2-19) FOR  
ACCEPTING THE DEDICATION OF THE SANITARY  
SEWER TRAVERSING THE PROPERTY OF MARFRED REALTY, LLC.**

Mr. Bendel said a Grant of Easement has been submitted to the Municipality by Marfred Realty, LLC, owners of the property at 1551 Washington Road, where The Fresh Market resides, for the 12-inch sanitary sewer that traverses the property. The installation of the sanitary sewer line was inspected by the Municipal Engineer's office and the final condition verified by CCTV on July 6, 2018.

The Municipal Engineer has reviewed the documents and recommends enactment of the ordinance for accepting the dedication of the sanitary sewer traversing the property of Marfred Realty, LLC.

This ordinance was introduced on May 14, 2019, and a public hearing was held May 28, 2019.

Mr. Bendel moved and Mr. Silverman seconded to enact Ordinance (Bill No. 2-19). The vote was called. The motion carried unanimously.

**CONSIDERATION OF RESOLUTION NO. R-10-19 FOR A SHADOWLAWN  
AND RACINE SEWER LINING PROJECT FOR A ALLEGHENY  
COUNTY SANITARY AUTHORITY (ALCOSAN) GREEN REVITALIZATION  
OF OUR WATERWAYS (GROW) PROGRAM APPLICATION SUBMISSION**

Mr. Silverman said an application for an Allegheny County Sanitary Authority Green Revitalization of Our Waterways Program grant has been prepared for 1,300 L.F. of CIPP MH to MH Lining completed at Shadowlawn Avenue in December 2018 for \$46,361.50. The GROW grant program will reimburse the Municipality for eligible design and construction costs, as determined by ALCOSAN. If awarded, the Municipality can expect a minimum reimbursement amount of 15% of the total eligible design and construction costs.

The grant requires a commitment from the Municipality and adoption of a standard resolution.

Mr. Silverman moved and Mr. Bendel seconded to adopt Resolution No. R-10-19 to approve the submission of the Allegheny County Sanitary Authority Green Revitalization of Our Waterways Program Grant Application and associated resolution of Municipal Commitment. The vote was called. The motion carried unanimously.

**CONSIDERATION OF RESOLUTION NO. R-11-19 FOR AN  
ALTOONA-MAPLETON STORM AND SANITARY SEWER  
IMPROVEMENT PROJECT FOR AN ALLEGHENY COUNTY  
SANITARY AUTHORITY (ALCOSAN) GREEN REVITALIZATION  
OF OUR WATERWAYS (GROW) PROGRAM APPLICATION SUBMISSION**

Mr. Grella said an application for an Allegheny County Sanitary Authority Green Revitalization of Our Waterways Program grant has been prepared for storm and sanitary sewer improvements along Altoona, Mapleton and Marlin Drive which was completed in October 2015 for \$2,056,737.73. Estimated eligible design costs total \$149,700.91. The GROW grant program will reimburse the Municipality for eligible design & construction costs, as determined by ALCOSAN. If awarded, the Municipality can expect a minimum reimbursement amount of 15% of the total eligible design and construction costs.

The grant requires a commitment from the Municipality and adoption of a standard resolution.

Mr. Grella moved and Mr. Silverman seconded to adopt Resolution No. R-11-19 to approve the submission of the Allegheny County Sanitary Authority Green Revitalization of Our Waterways Program Grant Application and associated resolution of Municipal Commitment. The vote was called. The motion carried unanimously.

**CONSIDERATION TO PURCHASE A  
SIX-COLUMN VEHICLE LIFT AND ACCESSORIES**

Mr. Bendel said Commission approval is requested to purchase one MP-18-707 six-column lift and accessories from Mohawk Resources Ltd. at a total cost of \$75,661.02. The lift will be used by the fleet management division of the public works department to service and repair vehicles maintained by the municipality. Funding is included in the public works facility renovation project capital fund and the purchase will be made under Pennsylvania State Contract #4400017609.

Mr. Bendel moved and Mr. Silverman seconded to purchase one MP-18-707 six-column lift and accessories from Mohawk Resources Ltd. at a cost of \$75,661.02.

Mr. Grella asked for clarification on some issues, which were answered by Mr. McCreery and Mr. Sukal.

The vote was called. Mr. Bendel, Mr. Silverman and Mr. McLean voted in favor of the motion. Mr. Grella voted against the motion. The motion passed three to one.

**CONSIDERATION TO BEGIN THE PROCESS FOR A 2019 BOND ISSUE**

Mr. Silverman said the Commission proposes to begin the process to borrow up to \$5.0 million for Washington Road Streetscape improvements, building improvements at the Recreation Center and Library and other capital projects identified by the Commission and refinance up to \$4.0 million from the 2012 and 2014 bond series if the savings is above 2.0%. The underwriting services of RBC Capital Markets and the bond counsel services of Dickie, McCamey & Chilcote, P.C are recommended for the issuance of the 2019 bonds. Both firms have shown the capacity to fulfill the needs of the municipality through the bond issuance process. In addition, they have shown the understanding of the type of debt structures that have historically been used by the municipality.

Mr. Silverman moved and Mr. Bendel seconded to authorize the Municipal Manager to retain RBC Capital Markets for underwriting services and Dickie, McCamey & Chilcote, P.C. for bond counsel services in relation to the 2019 bond issue. The vote was called. The motion carried unanimously.

**CONSIDERATION FOR THE ADJUSTMENT TO FINANCIAL  
SECURITY POSTED FOR THE FRESH MARKET RETAIL STORE**

Mr. Grella said The Fresh Market, Inc., has requested to reduce the financial security posted for

improvements installed for the development of The Fresh Market Retail Store by letter dated December 4, 2018. The request is for a full release of funds for the project completion. An inspection was conducted by the Municipal Engineer and all items were found completed. The request has been reviewed and verified by the Municipal Engineer, and he is recommending approval of the total release of the cash deposit in the amount of \$41,278.15 and a release of the maintenance bond in the amount of \$5,484.

Mr. Grella moved and Mr. Silverman seconded to release the cash deposit in the amount of \$41,278.15 and release the maintenance bond in the amount of \$5,484. The vote was called. The motion carried unanimously.

**ADJOURNMENT**

The meeting adjourned at 9:55 p.m.