

MINUTES OF THE ADJOURNED MEETING FEBRUARY 28, 2023 OF THE MT. LEBANON COMMISSION

The Commission of Mt. Lebanon, Pennsylvania, held an Adjourned Meeting at 8 P.M., on Tuesday, February 28, 2023. Commission President Silverman called the meeting to order and led the Pledge of Allegiance to the Flag. Assistant Manager/Planner McMeans called the roll. Present were Andrew Flynn, Craig Grella, Mindy Ranney, Anne Swager Wilson and Steve Silverman. Also present were Police Chief Haberman, Public Works Director Sukal, Finance Director McCreery, Inspections Officer Sarver, and Public Information Officer Lilley. Also present were Phil Weis of the solicitor's office and Dan Deiseroth of the engineer's office.

COMMISSION/MANAGER'S ANNOUNCEMENTS

Assistant Manager/Planner McMeans summarized the information that was reviewed during the discussion session, including an update on the Platform Tennis court resurfacing project, an overview of the brick streets, and an update on the 2023 road program.

Assistant Manager/Planner McMeans stated that prior to this meeting, the Commission met in executive session to receive legal advice from the solicitor. The next regular meeting of the Commission is Tuesday, March 14, 2023, at 8 p.m., to be held in Commission Chambers, with the discussion session meeting starting at approximately 7 p.m., to be held in Room C. These meetings are also available on Zoom. The executive session starts at approximately 6 p.m.

Ms. Swager Wilson congratulated Mt. Lebanon for being named a 2022 Banner Community by the Allegheny League of Municipalities. Mt. Lebanon has earned this distinction every year since 2014. The program recognizes municipalities that show a commitment to professional development, prudent fiscal management, transparency, accountability and proactive communications to engage the community. Mt. Lebanon is one of 84 agencies to earn this recognition.

If you have a card to the Mt. Lebanon Public Library – and I hope you do! -- you and all county library cardholders are eligible to receive RAD Pass discounts and free admission passes to many of the county's great cultural offerings. Go to the RAD pass website to discover what opportunities are available at *radpass.org*.

Congratulations to the 30 residents who will graduate on Thursday from this year's Residents Academy. The Mt. Lebanon Community Relations Board sponsors the nine-week academy each year and the course quickly fills to capacity. Participants hear from all of the municipal senior staff as well as some of our community partners, such as the school district and district judge. Thanks to all who participated and special thanks to the Community Relations Board for your hard work.

March is Women's History Month. The Mt. Lebanon Commission encourages the study, observance and celebration of the vital role of women in American history as well as the myriad contributions women make every day in Mt. Lebanon. For ideas on ways to celebrate the month with your family, go to *womenshistorymonth.gov*

JUNIOR COMMISSIONER SAM NOLL COMMENTS

Sam Noll spoke about various activities at the high school, stating the girls' and boys' basketball teams have advanced in the WPIAL playoffs, where the girls' team lost in the semi-finals, and the boys' team is playing in the semi-finals tonight. He stated that the high school theatre company will be performing the play Sense and Sensibility March 8 through 11. The chorus and theatre department will be performing the musical, The Little Mermaid, which will take place in late April. He said that the art department will be hosting its show on March 31, at 7 p.m. The high school orchestra will also be performing on March 1, at 7:30 p.m., in the auditorium. He also noted that he and some students are working on a video where students lip-sync, which will be presented on March 10. He also said the students presented a LGBTQ policy to the school board for review.

CITIZENS COMMENTS / ONLINE COMMENTS

Bill Hoon of 456 Coolidge Avenue spoke about the Ukraine/Russia war and the possibility of a nuclear war, stating that if a nuke hit Pittsburgh, it would also take out Mt. Lebanon.

Rob Mackey of 610 Royce Avenue spoke in support of Ordinance (Bill No. 2-23) regarding the restructuring of the boards and authorities. He thanked the municipality for recognizing trees as an essential part of the Parks Advisory Board.

**CONSIDERATION OF THE MINUTES FROM
THE REGULAR MEETING HELD FEBRUARY 14, 2023**

Ms. Swager Wilson moved and Mr. Grella seconded to approve the minutes. The vote was called. The motion passed unanimously.

**INTRODUCTION OF ORDINANCE (BILL NO. 3-23)
AUTHORIZING A CABLE FRANCHISE AGREEMENT**

Ms. Ranney said Mt. Lebanon Municipality contracted the Cohen Law Group to negotiate a renewal of the Cable Franchise Agreement with Verizon Pennsylvania, LLC. Negotiations have concluded and the new agreement must be adopted by Ordinance.

Ordinance (Bill No. 3-23) authorizing the execution of a cable franchise agreement between the Municipality of Mt. Lebanon and Verizon Pennsylvania, LLC was introduced, and the public hearing was set for March 28, 2023.

**CONSIDERATION OF ORDINANCE (BILL NO. 2-23)
AMENDING THE ADMINISTRATIVE CODE TO
RESTRUCTURE THE MUNICIPALITY'S BOARDS AND AUTHORITIES**

Mr. Flynn said the Administrative Code establishes and includes a description of the composition of the Municipality's Boards and Authorities.

The proposed ordinance is a comprehensive restructuring of the Municipality's Boards. Five new Boards are created: Civic Engagement Advisory Board, Mobility and Transportation

Advisory Board, Parks and Recreation Advisory Board, Community Sustainability and Economic Development Advisory Board, and the Financial Management Advisory Board. Duties, purposes, membership requirements, terms and uniform operating procedures are also established.

The proposed new Boards will replace: Community Relations Board, Economic Development Council, Environmental Sustainability Board, Equal Opportunity Board, Historic Preservation Board, Parking Facilities Board, Parks Advisory Board, Pension Investment Board, Sports Advisory Board, and Traffic Board.

The proposed ordinance also contains provisions for transfer of certain functions previously assigned to a specific board.

This ordinance was introduced January 24, 2023, and the public hearing was held February 14, 2023.

Mr. Flynn moved and Ms. Ranney seconded to enact Ordinance (Bill No. 2-23).

Mr. Flynn thanked everyone for their assistance with restructuring the boards.

Ms. Ranney stated by restructuring the boards, the intention is to give them more time, attention, focus and support, in order to enable them to be more effective.

The vote was called. The motion carried unanimously.

**CONSIDERATION FOR THE RELEASE OF THE
FINANCIAL SECURITY POSTED FOR DIPASQUALE PROJECT**

Ms. Swager Wilson said Edward and Karen DiPasquale have requested a full release of the financial security posted for grading and stormwater management improvements installed in Mt. Lebanon for the construction of their single-family home on Lot 2 in the Terrace Plan of Lots.

The request has been reviewed and verified by the Municipal Engineer, and he is recommending Mt. Lebanon's approval of the full release of the financial security posted in the amount of \$33,000.

Ms. Swager Wilson moved and Mr. Grella seconded to approve the full release the financial securities for grading and stormwater management for the DiPasquale single-family home on Lot 2 in the Terrace Plan of Lots. The vote was called. The motion carried unanimously.

CONSIDERATION OF COMMENCEMENT OF PENSION BENEFIT

Mr. Grella said Mt. Lebanon sponsors three defined pension benefit plans for their employees: General Employees, Police and Firefighters. The Commonwealth of Pennsylvania's Department of the Auditor General requires that all benefit commencements for the Police Pension Plan be approved by the Commission.

The employee detailed below has requested benefit commencement in accordance with the terms of his respective pension plan.

Employee Name	Pension Plan	Start Date
Scott Kunz	Police	03/01/2023

Mr. Grella moved and Ms. Swager Wilson seconded to approve benefit commencement for Scott Kunz. The vote was called. The motion carried unanimously.

CONSIDERATION TO REPLACE RUBBER SAFETY FALL SURFACE AT MAIN PARK

Ms. Ranney said this project includes repairs to the existing surface to accept new covering around existing play equipment. The installation of Foreverlawn synthetic surface includes an eight-year warranty. The project cost is \$73,128, which is \$10,128 over budget. Additional funds from the Capital Projects Fund will cover the overage. The vendor is utilizing Omnia Partners purchasing cooperative program. The vendor is a partner of the existing playground equipment manufacturer, which is recommended for an installation around existing equipment for warranty and safety reasons.

Ms. Ranney moved and Mr. Flynn seconded to approve the purchase and installation of new safety fall surface at Main Park to Foreverlawn in the amount of \$73,128 through the Omnia Partners purchasing cooperative #2017001135. The vote was called. Mr. Flynn, Ms. Ranney, Ms. Swager Wilson and Mr. Silverman voted in favor of the motion. Mr. Grella voted against the motion. The motion passed four to one.

**CONSIDERATION FOR THE AWARD OF THE
2023 BRICK STREETS RESTORATION PROGRAM**

Mr. Flynn said bids were received on February 21, 2023 for the 2023 Brick Streets Restoration contract. The project consists of the removal and replacement of deteriorated portions of brick streets throughout the Municipality.

The Municipal Engineer has verified the bids as follows:

Next Construction, Inc.	\$147,180.00
N&N Landscaping, LLC.	\$233,215.00

The Municipal Engineer has reviewed the bids and determined the low bid to be accurate. The Engineer recommends the project be awarded to Next Construction, Inc. The contractor has completed this work in previous years for the Municipality in a satisfactory manner.

The budgeted amount for this contract is \$176,440 and the Engineer's Estimate for the project was \$174,000. The project is within budget and is to be funded through the transportation portion of the Operating Budget.

Mr. Flynn moved and Ms. Swager Wilson seconded to award the 2023 Brick Streets Restoration contract to Next Construction, Inc. in the amount of \$147,180. The vote was called. The motion carried unanimously.

**CONSIDERATION FOR THE AWARD OF THE 2023
YEARLY CONCRETE CURB MAINTENANCE PROGRAM**

Mr. Grella said bids were received on February 21, 2023 for the 2023 Yearly Concrete Curb Maintenance Contract. The project consists of the removal and replacement of various sizes of concrete curb, concrete roll curb, and concrete curb and gutter throughout the Municipality.

The Municipal Engineer has verified the bids as follows:

G. Pasquale and Sons Construction Company	\$170,950.00
N&N Landscaping, LLC.	\$221,062.50

The Municipal Engineer has reviewed the bids and determined the low bid to be accurate. The Engineer recommends the project be awarded to G. Pasquale and Sons Construction Company. The low bidder has completed similar projects for the Municipality in a satisfactory manner.

The budgeted amount for this contract is \$185,630 and the Engineer's Estimate for the project was \$184,100. The project is within budget and is to be funded through the transportation portion of the Operating Budget.

Mr. Grella moved and Ms. Swager Wilson seconded to award the 2023 Yearly Concrete Curb Maintenance Contract to G. Pasquale and Sons Construction Company in the amount of \$170,950. The vote was called. The motion carried unanimously.

**CONSIDERATION FOR THE AWARD OF THE
SANITARY AND STORM SEWER LINING PROJECT**

Ms. Swager Wilson said bids were received on February 21, 2023, for the Mt. Lebanon Sanitary and Storm Sewer Lining Project. This project involves sanitary and storm sewer full length, manhole to manhole, lining.

The Bid includes items which could be used in such work, and bids were submitted by three contractors and verified by the Municipal Engineer as follows:

Contractor Name	Base Bid
Jet Jack, Inc.	\$ 844,575.00
Insight Pipe Contracting, LLC	\$ 915,610.00
Insituform Technologies, LLC	\$ 1,065,072.00

The Municipal Engineer has reviewed the Bids and determined the low bid to be accurate. The Engineer recommends the project be awarded to Jet Jack, Inc. The Contactor has successfully completed this contract work in Mt. Lebanon previously.

The Engineer's Estimate for this work is approximately \$999,800 and the project will be paid for from the Sanitary and Storm Sewer funds.

Ms. Swager Wilson moved and Mr. Grella seconded to award the Mt. Lebanon Sanitary and Storm Sewer Lining Project contract to Jet Jack, Inc. in the amount of \$844,575 for the base bid. The vote was called. The motion carried unanimously.

**CONSIDERATION FOR THE AWARD OF
THE CHEMICAL ROOT TREATMENT PROJECT**

Ms. Ranney said bids were received on February 21, 2023, for the Mt. Lebanon Chemical Root Treatment Project. This project involves the chemical root treatment of approximately 45,000 LF of sanitary sewers throughout the Municipality of Mt. Lebanon, complete in place. All traffic control and resident notifications are also included in this project. The Municipality reserves the right to renew this Contract on a yearly basis until 2026.

This allows the contract to extend, at Mt. Lebanon’s discretion, to maintain continuity. Other advantages include reduced bidding and administrative costs, and it incentivizes contractors to provide better pricing for a potential multi-year contract.

One bid was received, and the Municipal Engineer verified the bid as follows:

Contractor Name	Base Bid	First Renewal Period 2024 Unit Price Mark Up	Second Renewal Period 2025 Unit Price Mark Up	Third Renewal Period 2026 Unit Price Mark Up
Duke’s Root Control, Inc.	\$ 84,150.00	5%	5%	5%

The Municipal Engineer has reviewed the Bid and determined the Bid to be accurate. The Engineer recommends the project be awarded to Duke’s Root Control, Inc. The Contactor has successfully completed this contract work in Mt. Lebanon previously.

The Engineer’s Estimate for this work is approximately \$85,180 and the project will be paid for from the Sanitary Sewer fund.

Ms. Ranney moved and Mr. Flynn seconded to award the Mt. Lebanon Chemical Root Treatment Project contract to Duke’s Root Control, Inc. in the amount of \$84,150 for the base bid. The vote was called. The motion carried unanimously.

CONSIDERATION TO PURCHASE TWO POLICE VEHICLES

Mr. Flynn said as part of the vehicle fleet rotation, the municipality has obtained bids for the purchase of two new vehicles for 2023. The vehicles will be purchased through Woltz & Wind Ford with pricing obtained through Pennsylvania’s CO-STARS program Contract #013-E. \$91,000 was appropriated for these vehicles in the 2023 operating budget.

Vehicle	Purpose	Bid	Amount
2023 Ford Police Interceptor	Patrol Unit	COSTARS 013-E	\$40,500
2023 Ford Police Interceptor	Patrol Unit	COSTARS 013-E	\$40,500
Total			\$91,000

Mr. Flynn moved and Ms. Ranney seconded to award the purchase of two vehicles through Pennsylvania COSTARS program from Woltz & Wind Ford, at a total cost of \$91,000. The vote was called. Mr. Flynn, Ms. Ranney, Ms. Swager Wilson and Mr. Silverman voted in favor of the motion. Mr. Grella voted against the motion. The motion passed four to one.

**CONSIDERATION OF THE EXPENDITURE
LIST FOR JANUARY TOTALING \$5,707,293.32**

Mr. Grella moved and Ms. Swager Wilson seconded to approve the expenditure list for January totaling \$5,707,293.32. The vote was called. The motion carried unanimously.

DEPARTMENTAL REPORTS

Ms. Swager Wilson asked that the reports be received and filed.

ADJOURNMENT

The meeting was adjourned at 8:44 p.m.