

## Borough of Ben Avon Heights

### Tuesday, July 17, 2012 - Council Meeting Minutes

The rescheduled meeting of council was held at Shannopin Country Club at 7:00 P.M.

A quorum is in attendance

#### **Present:**

Council Members: Berardi, Cuteri, Georgalas, Keelan, Kolenda

Mayor: Dismukes

Solicitor: Vogel

Ohio Twp. Police: Adam Beck

EMS : Webster

Avalon Fire: Carney and Berrie

Engineer: Robert Firek

Secretary/Treasurer: Raves

Residents: Ted and Niki Dillenburg (arrived late)

The meeting was called to order at 7:06 PM by Mr. Cuteri:

1. June 2012 Minutes:  
- A motion was made to approve the June 2012 Minutes. They were approved unanimously as distributed.
2. June 2012 Treasurer's Report:  
- A motion was made to approve the June 2012 Treasurer's Reports which was approved unanimously as distributed.
3. The Budget Overview: -No discussion regarding the Budget Overview took place.
4. Public Comment: No residents were in attendance.
5. Police Report: Another quiet month...
6. Police Services Contract: - The Contract was emailed to Council for their review and the Ordinance advertised before the meeting. A motion was made by Mr. Kolenda to approve the Services Contract as presented and advertised. Mr. Keelan seconds the motion. The motion passed unanimously. Sargent Beck thanked Council for approving the Service Contract.
7. Fire Report: 1 call to Shannopin Country Club. One call today for electric workers overcome by heat.

8. Engineer's Report: Project Update: Contracts were brought this evening for signatures regarding the 2012 Roadway and Sewer Improvement Project. Bridges was the low bidder.

Bridges' subcontractor has submitted a Change Order for Council's consideration to provide a Near Tangent Caisson Wall in Lieu of the Soldier Beam design bid for a deduct of \$13,000.00. The details of this deduct are not clear. We know that we will have additional fees for the Geotechnical Engineer who will need to review the new design. That fee is unclear as well; an estimate of \$4,000.00 – \$13,000.00 would be the "ballpark" estimate. The "On site" field review should be less. Mr. Firek stated that the contractor will not be saving any time on the E&S (Erosions and Sedimentation Controls). Contractor is also required to do a preconstruction survey of the interior and exterior of the house.

Mr. Cuteri has requested detail from both the Geotechnical Engineer and Bridges before a decision can be reached.

A preconstruction meeting will be set up for early August, hopefully sometime early in the day so the Dillenburg's can attend.

A Motion was made: by Mr. Isherwood to grant Conditional Approval to this proposal and to give Mr. Cuteri power to review and decide to move forward with the wall design based on cost. The motion was second by Mr. Berardi. The motion passed unanimously.

Mr. and Mrs. Dillenburg were in attendance at this point of the meeting and the project was reviewed with them.

9. EMS: We have had a slow quarter three calls have been logged. There has been an average 3.5 minute response time logged. A 10 year Service update will be submitted in the near future.
10. Planning Commission Update: Mr. Georgalas stated that a meeting was scheduled for next week. Mr. Vogel stated that he would like a "heads up" if we are getting close to a Joint Municipal Plan.
11. New Ordinance restricting Cell Phone Towers. – A draft was submitted by Email to Council for their review. Several members of Council had not had a chance to review this Ordinance. Mr. Cuteri suggested a height restriction within the Ordinance. Council will review this Ordinance for review next month.
12. Update Canvassing and Solicitation Ordinance: Mr. Vogel provided a draft for Council's review. Several items were reviewed: the permit fee should be \$50.00 for each person canvassing the Borough, not each company. Mrs. Raves suggested that the police department might need to review this as well since they are the ones who will perform the background checks and issue the permits.
- An email blast will be sent to the community to see if anyone would like to be added to a "No Soliciting List" that would be issued to the applicant for their use.
- Mr. Cuteri asked if we could require ACT 33 & 34 clearances as well.
- Once a permit is issued, the Borough will notify the residents for their knowledge.
13. Keystone Collections Group Review: A list of residents was obtained from Keystone Collections Group that do not show on their list of residents to collect Earned Income

Taxes from. The list was reviewed and those residents who have not been paying their Earned Income Taxes will be notified. Mrs. Raves was asked to notify these residents that they are in violation.

14. Ordinance regarding Rental Properties: A sample Ordinance was submitted by Mr. Vogel for Council's review. We will discuss this next month in greater detail. The sample Ordinance was more detailed than what we need. We now know of two rental properties within the Borough. One on Penhurst and One on Banbury.

15. Amending the Hauling Permit Ordinance: The addition of three types of permits to the Ordinance. Two Day Permit, Thirty Day Permit and an Annual Permit which will expire one year after issuance. Annual permit holders will be required to notify the Borough when they will be on our roads.

Discussion took place as to whether we could have the Borough added to the truck company's insurance policy as an "additional insured". It was determined that the Bond would be sufficient.

A motion was made by Mr. Kolenda to advertise the Ordinance as discussed and presented by Mr. Vogel, Second by Mr. Keelan. The motion passed with a vote of 4 Aye to 1 Ney. Mr. Isherwood voted Ney stating he is not in favor of the Bonds.

16. Sewage Fees: West View Water no longer handles the collection of fees. We will need to locate someone who can administer this matter if we are to collect these fees. Mrs. Raves was asked to look into various companies who could handle this for us. Jordan Tax and PA Municipal Services (contact Rich Lear, let him know that Mr. Vogel is our Solicitor) to see if they would handle this matter and what their fees would be. (This fee is necessary to help offset the costs of the Consent Decree work.)

17. Larger Storage Unit: Mrs. Raves asked if Council would approve a larger unit for the Borough. Discussion took place regarding the fact that the current unit is over stocked. Both Mr. Cuteri and Mrs. Raves have Borough items in their personal possession that should be stored in the unit. An additional a \$37.00 per month will provide a 10' x 5' unit. It was noted that the Camp Horne Storage is located in a 100 year flood plain. A motion was made by Mr. Keelan to approve the movement of storage to a larger unit also permitting Mrs. Raves to purchase shelving units and hire her son to help with the move. Second by Mr. Kolenda. The motion passed unanimously.

18. No Executive Session was needed.

A motion was made to adjourn the meeting. The motion passed unanimously.

This meeting adjourned at 8:25 PM.

**The next monthly meeting is Tuesday August 14<sup>th</sup> at 7:00 at Shannopin Country Club.**

Submitted by

Denise Raves