

## **Borough of Ben Avon Heights**

### **Tuesday, November 14, 2017 - Council Meeting Minutes**

The regular meeting of council was held at Avalon Volunteer Fire Station at 7:00 P.M.

A quorum is in attendance

#### **Present:**

Council Members: Berardi, Cuteri, Davis, Eadie, Radcliffe, Smith

Mayor: Dismukes

Solicitor: Voltz, Tucker Arensberg

Engineer: Heyl, Lennon Smith Souleret

Avalon Fire: Chief Berie

OTPD: SGT. Beck

Secretary/Treasurer: Raves

Residents: Jason Brown; Lee Hebert; Steven Stiller

#### **Mr. Davis began the meeting at 7:00 PM.**

- 1. October 2017 Minutes: A motion was made** by Mr. Radcliffe to approve the October 2017 Minutes previously distributed to Council by email. Mr. Cuteri seconds the motion. **The motion passed unanimously.**
- 2. October 2017 Budget Meeting Minutes: A motion was made** by Mr. Cuteri to approve the October Budget Meeting Minutes previously distributed to Council by email. Mrs. Smith seconds the motion. **The motion passed unanimously**
- 3. October 2017 Treasurer's Report: Mr. Radcliffe made a motion** to approve the October 2017 Treasurer's Report previously distributed to Council by email. **Mr. Cuteri seconds the motion.** Discussion took place, Mrs. Smith asked if the difference in the Year to Date Earned Income line item suggests that we should reduce the budgeted line on the 2018 Budget. Mrs. Raves noted that the third quarter earnings are just now coming into the account and that it should be fine where it stands at \$140,000. Mrs. Raves noted to Council that the Recreation line item for the Park is over budget due to the safety upgrades currently underway to the play equipment at the Park. The number will be further over budget since none of the labor for that work has been billed. **The motion passed unanimously as distributed.**
- 4. Police Report:** Sgt. Beck read the previously forwarded report. Mayor Dismukes asked what constituted fraud on the report. Sgt. Beck noted that it was a telephone scam. Sgt. Beck reported that the State roads located within Kilbuck Township have been turned over to the State for winter maintenance. Council asked Mrs. Raves to notify the community.
- 5. Fire Report:** Chief Berie noted that only one call took place last month and that was to Shannopin Country Club during their Halloween Party. It was a false alarm. Over the last

weekend there was a call to Canterbury Lane and again was a false alarm. Chief Berie asked if they could hold a purse bash at Shannopin Country Club, Council informed him to contact Jackie, the event coordinator at the Club.

The Chief noted that they will be here in the Borough on Christmas Eve.

Christmas tree sales will begin the Friday after Thanksgiving, and the Chief asked if it was permissible to place a sign in the Park. Council agreed and offered to send out an email blast.

6. **Public Comment:** The three apparent election winners were congratulated by Council.

7. **Engineer's Report: 2016 Roadway Project:** (ACO) Source Reduction Study is due to ACHD by December 1, 2017. Mr. Heyl submitted a Resolution for Council's consideration necessary for this submission.

2016 Roadway Improvement Project is in the final phases of completion. The contractor should be out to finish punch list items this week.

MS-4 – A \$500 renewal fee will be due January 3, 2018 with the application.

2018 Roadway Improvements Mr. Heyl presented an Opinion of Probable Cost for the estimated base repair needed along all the roadways.

Miscellaneous: Rain leader work at 11 Wilson was completed by Stefanik Next Generation Construction and will be reviewed by Mr. Heyl this week.

Deteriorating Sewer inlet at Briar Cliff Road at the Clovelly intersection; Mr. Heyl stated that it would be best to have the brick rebuilt with brick.

Shannopin Country Club new construction: No Zoning application has been submitted to date. A certified letter was forwarded to Tom Price, our zoning officer, providing notice of NPDES Permit Application from MDM, site planners, engineers, surveyors. The letter included a Municipal Land Use Letter that is required with their submission to the DEP. Mr. Cuteri gave the form to Mr. Heyl and asked him to fill it out but to review it with Mr. Cuteri prior to submission. Mr. Cuteri wanted to be sure that our newly adopted Comprehensive Plan was noted.

Service Order executed: Mr. Davis verified with Mr. Heyl that they did receive the document.

Storm water runoff issue: Mr. Davis questioned if we investigated this matter. Mrs. Raves noted that our statement regarding storm water run-off is in the "Letter of Process" forwarded with the Zoning Application. There is a retaining wall that was constructed on Banbury Lane without a Zoning Permit. Mr. Cuteri noted that the inspector must review the wall and the owners are to be notified that they will need a zoning permit. The wall is over 4'-0" and will then need a building permit as well. The Building Inspector was notified on October 24<sup>th</sup> and they are to be sending an inspector to the site. They have not contacted the Borough with a report.

8. **Resolution 2017-04: A motion was made** by Mr. Davis to adopt Resolution 2017-04 which is Adopting the Source Reduction Study submitted by LSSE for submission by December 1, 2017 for the Phase 1 ACO. **Mr. Berardi seconds the motion.** Some discussion took place when Mr. Heyl noted that they have mentioned the current flow monitoring that the Borough is currently doing which falls under our O&M Plan. ***The motion passed unanimously.***

9. **2018 Proposed Budget Submission: A motion was made** by Mr. Davis to accept the 2018 Proposed Budget indicating a tax rate of 7.95 mills (no increase) and to advertise the Budget. Mr. Cuteri seconds the motion. ***The motion passed unanimously.***

10. **Election Review:** Mrs. Raves reported that the "unofficial" results indicated that Jason Brown, Al Cuteri and Lee Hebert each won a 4-year Council term. And Lee Hebert won the 2-year term as well. These results will give Mr. Hebert the choice of the term he wants and then the new Council will appoint the vacant position once sworn in. Mr. Hebert stated that he was

interested in the 2-year term. Mr. Stiller who ran a write in campaign noted that he was interested in being appointed to the open position.

The 2017 Christmas luncheon was discussed. It will be on December 15<sup>th</sup> starting at 11:00. Mrs. Raves will send out invitations.

- 11. Zoning discussion:** Mrs. Smith asked if reports regarding zoning permits could be presented to Council. Mrs. Raves stated that she could give those reports. Council asked Mrs. Raves to send out an email blast to residents reminding them of the need to submit for a zoning permit. Mr. Cuteri discussed the fact that the zoning ordinance will need to be revamped and that the Committee consists of himself, Michael Weir, and Justin Griffith. Mr. Radcliffe asked if he could be part of that committee.

Storm water falls under the County's regulations. Mr. Cuteri noted that we are too small and we fall under their jurisdiction.

- 12. Executive Session:** The meeting went into Executive Session at 7:54 PM.

- 13. Meeting Resumed at 7:56PM.**

- 14. Clean up along Briar Cliff and Cambridge Roads:** Mr. Radcliffe reported that McGinn completed their work along the roadways. He noted that ½ way down Cambridge Road on the left-hand side one of the storm inlets has collapsed. He wanted to see if Avalon could work on this item. Council asked Mrs. Raves to request that the engineer to look into this matter.

This meeting adjourned at 7:59 P.M.

The next monthly meeting is Tuesday November 14th at Avalon Volunteer Fire Station.

Respectfully submitted,  
Denise Raves, Secretary/ Treasurer