



Borough of Ben Avon Heights

Tuesday, August 9th, 2022 - Council Meeting Minutes

A quorum is in attendance

Present:

Council Members: Brown, Dawley, Lope, Neunder (arrived at 7:01 pm), Mihalko, Stiller, Radcliffe

Police: Chief Hanny

Fire: Chief Berie

Solicitor: David Mongillo

Secretary: DiNuzzo (via TEAMS call)

Residents: Joe Dawley

- 1. Call to Order:** Mr. Brown began the meeting at 7 PM.
- 2. Roll Call:** There was a roll call of Council Members. A quorum is present.
- 3. Approval of July 2022 meeting minutes:** *A motion was made to approve the July 2022 meeting minutes by Mr. Radcliffe. Mr. Lope seconds the motion. Motion passed unanimously.*
- 4. Approval of June 2022 financials:** *A motion was made by Mr. Radcliffe to approve the June 2022 financials. Mr. Mihalko seconds the motion. The motion passed unanimously.*
- 5. Approval of July 2022 financials:** *A motion was made by Mr. Lope to approve the July 2022 financials. Mr. Radcliffe seconds the motion. Mr. Brown noted that we are trending positively, due to this, he would like to transfer the money back into the reserve account that we moved earlier this year to cover costs. He also noted that he met with the accountant and was able to get up to date financials as well as get on the same page with how our financial reports should look and read. Motion passed unanimously.*
- 6. Public Comment:** Joe Dawley at 19 Canterbury noted that Shannopin has been using the parking lot area for staging this year. He does not feel this should be a staging area as they're out there with bulldozers. He also added it started this year. Mr. Brown added that they can't get the sand trucks down Courtney Mill Road as that road is currently in awful condition. He also added that Ohio Township will be paving the part of the road that they own soon. Mr. Brown also does not feel Council can do anything. Mr. Stiller asked if Shannopin will go back to using Courtney Mill Road once the road is fixed and Mr. Brown said he believes so.
- 7. Fire Report:** For the month of July there was one call for a downed wire at the end of Penhurst. There was some confusion on who would report to the fire as to where the call was reported from since a cell phone was used. Several fire depts reported and the issue was handled quickly and without incident.
- 8. Police Report:** *Police report provided below for the month of June.*
- 9. Engineers report:** *See below for LSSE report.*
 - a. **Streets:**
 - i. **Stratford drainage:** Mr. Heyl reported he has not heard back from the residents over this matter. Ms. DiNuzzo confirmed the Borough has also not heard back over this matter.
 - ii. **Signs:** Mr. Stiller reported that Avalon is busy catching up on their own projects, but the road paint for the crosswalks will be complete by the 1st day of school for Avonworth.

- iii. **New Brighton/Perrysville:** Mr. Stiller stated that this roadwork was completed. Guardrail repairs on Ben Avon Heights road are about 80% complete.
- b. **Sewers:**
 - i. Storm System Cleaning Quotes: A motion was made by Mr. Stiller to accept Tri-State as the lowest bidder for yearly storm sewer cleaning service. Mr. Mihalko seconds the motion. The motion passed unanimously.

10. Green Spaces:

- a. **Spotted lantern fly update:** Mr. Radcliffe informed Council that he will have Davies come look at the Tree of Heavens and start that process on those trees since these are big attractions for the Spotted Lantern Fly. Mr. Brown added that he witnessed how effective vinegar is on killing these. Mr. Radcliffe requested Ms. DiNuzzo send information on the effectiveness of vinegar.
- b. **Playground mulch:** After much discussion within council, Mr. Brown needs 3 quotes for September's meeting.
- c. **Green space ordinance update:** The solicitor handed out some additional suggestions which Council reviewed. Council deliberated on park hours for the ordinance. Council agreed to advertise the drafted Ordinance and vote at the September meeting.
- d. **Dead trees at park:** Mr. Radcliffe informed Council that a resident whose property borders the park, noticed there was a dead tree at the park by his property and alerted the Borough. Mr. Radcliffe went to review and noticed a few additional trees that will need to be taken down and removed.

11. Storage: Mr. Lope and Mr. Stiller called around and the rate we currently have is in line with averages. Mr. Lope is going to try and negotiate our rate down. Our solicitor will send some information on record retention for the Borough can begin to create their own guidelines.

12. 5-year budget planning: Mr. Stiller and Mr. Dismukes worked together on big ticket items. They input everything except the green space updates. Mr. Stiller is going to send the current draft out to Council members so they can plan and overview for '23 budgeting. Discussion on when to schedule the meeting will happen at our September meeting.

13. Planning Commission update: Mr. Brown updated Council that there is a scheduled meeting for the drafted Ordinance on August 16th 2022 at 7pm at Avalon Fire Department. A few residents complained about the time of the year for the meeting, Council believes we should move forward. Mr. Dawley would like the steps published on the process as they are a bit confusing.

14. Updating Ordinance 300/Hedges at intersections discussion: Mr. Brown noted this is related to the current safety issue at Wilson and Penhurst, but this issue is not a new issue within the Borough. Mr. Brown and Mr. Stiller both believe the ordinance overall needs to be updated and asked the solicitor if this was in line. The council will use the time before next meeting for discovery. Solicitor will draft up the updated Ordinance for Council to review.

15. Zoning applications: Council reviewed the activity log.

16. Advertise Ordinance 351: A motion was made by Mr. Radcliffe to approve for advertising. Mr. Dawley seconds the motion. Mr. Mihalko opposed. Motion passed.

17. Meeting adjourned at: 8:35pm

Jessica DiNuzzo, Secretary

August 04, 2022

Calls for Service - by UCR Code
Incidents Reported Between 07/01/2022 and 07/31/2022
BEN AVON HTS



Code	Description	Primary Count	Secondary UCR Count		
			Code 2	Code 3	Code 4
2640	ORDINANCE VIOLATIONS	1			
3870	MEDICAL EMERGENCY/ ASSIST AMBULANCE	3			
4026	WIRES AND POLES DOWN	1			
7092	ROUTINE PATROL COMPLETED	74			
Total Calls		79			

MEMO



846 Fourth Avenue, Coraopolis, PA 15108
(412) 264-4400 • (412) 264-1200 Fax

TO: Ben Avon Heights Borough

FROM: Kevin A. Brett, P.E.
John R. Heyl, P.E., CPESC

SUBJECT: **August 9, 2022 Meeting**
Engineering Report

DATE: August 3, 2022

S. O. No.: 0452-01

cc:

Following is a summary of the engineering services provided since the last Engineering Report:

1. Phase II Consent Order and Agreement (COA):

The Phase II COA was released by ACHD on September 1, 2021. The BDD report was submitted to ACHD on May 26, 2022 including initial Exhibit B review, population of the BDD template provided by 3RWW, O&M updates, Lateral Ordinance review, and flow regime translation of contemporary data. The Phase II COA Annual Progress Report was submitted to ACHD on June 27, 2022.

2. Sanitary Sewer Operations and Maintenance (O&M):

Borough Council approved the update to the Operations and Maintenance Plan at the May 2020 meeting. Work was awarded to Robinson Pipe Cleaning Company in the amount of \$39,072.50 as noted in letter dated August 13, 2020. A repair scope for Years 1 and 2 of the O&M Program has been submitted to the Borough for review. LSSE transmitted an updated Sanitary Sewer O&M Budget on January 17, 2022. LSSE provided the Borough with a SOA in May 2022 for the preparation of Bidding Documents.

Year 3 O&M CCTV is scheduled to begin mid-July 2022. It should be noted that the Year 3 and Year 4 areas were swapped in preparation of a future source flow reduction project as the original Year 4 area had some sections of elevated groundwater infiltration.

2022 O&M CCTV and MHPS were completed July 25, 2022. Upon receipt of deliverables, LSSE will review, recommend payment, and evaluate defects for future repair scope.

3. Chapter 94 Wasteload Management Report:

LSSE submitted the Annual Report on February 25, 2022.

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4. MS4 Permit:

*PaDEP issued MS4 Waiver Approval letter on April 24, 2018. Next permit cycle is September 2023. **Awaiting DEP guidance on 2022 renewal. LSSE to initiate submission for waiver renewal in anticipation of DEP issuing requirements for next permit.***

5. 2021 Roadway Improvement Program

*Project was awarded to A. Liberoni, Inc. in the amount of \$255,408.74 (Base Bid, Add Alternate Nos. 1, 2, 3, 4, 5 and 6) as noted in letter dated March 23, 2021. LSSE transmitted Partial Payment No. 1 in the amount of \$148,399.28 as noted in letter dated September 12, 2021. LSSE transmitted Partial Payment No. 2 in the amount of \$133,970.81 as noted in letter dated January 10, 2022. **LSSE submitted the final change order to the Contractor (A. Liberoni, Inc.) on August 3, 2022. The final contract value including adjustments for all in place quantities is \$287,427.26.***

A. *LSSE reviewing options to resolve the drainage issue on Biddeford. This includes providing the Borough a cost to install a roof drain hood as requested by the Property Owner for a future drain. **LSSE has reached out to the property owner. As of August 1, 2022 we have not received a response.***

6. LSA Grant

LSSE transmitted resolution for 2022 Sanitary Sewer Lining Repairs for grant application. LSSE submitted grant application.

7. 2018 Roadway Improvement Program

LSSE transmitted Maintenance Bond items to Contractor to address on February 25, 2022.

8. Miscellaneous Roadways

A. *LSSE has provided a Draft Roadway Operation and Maintenance Report.*

9. Storm Sewer Cleaning

LSSE provided a proposal from Tri-State for Borough signature. LSSE requested schedule for work to be completed.