

EDGEWORTH BOROUGH COUNCIL
REGULAR MEETING MINUTES
April 21, 2015

MEETING was called to order at 7:30 p.m. with President Joseph Hoopp presiding and the following members of Council and officials of the Borough present: Mr. Joseph T. Hoopp, Dr. Gary L. Smith, Mr. Gregory J. Marlovits, Mr. Ivan T. Hofmann, Mr. David T. Aloe, Mrs. Carrie Duffield, Mr. Daniel Wilson, Mayor Wayne T. Murphy, Borough Manager/Secretary Martin C. McDaniel, and Mr. Brock E. McCandless, Esq., representing the Borough Solicitor.

MINUTES of the Regular Meeting held on March 17, 2015 were presented to Council. After some review and discussion, the motion of Mr. Wilson, seconded by Mr. Aloe that the March 17, 2015 Regular Meeting Minutes be approved as presented was unanimously carried.

TREASURER'S REPORT for the month of March 2015 was presented to Council. After review and discussion, this report was ordered received and filed.

INVESTMENT REPORT as of April 21, 2015 was presented to Council. After review and discussion, this report was ordered received and filed.

FINANCIAL REPORT for the month of March 2015 was presented to Council. After review and discussion, this report was ordered received and filed.

BILLS PAYABLE for the month of April 2015 in the amount of \$149,932.14 and a voucher be drawn on the Schedule Expenditures Account in the amount of \$14,845.91 were presented to Council as per the following lists.

General Account

Scheduled Expenditures Account

6062	Garvin Boward Engineering	Chestnut Geotech Review	\$1,534.00
6063	H.C. Global	Police Speaker Mic	\$95.49
6064	Jase Construction LLC.	Borough Storage yard E-S	\$3,600.00
6065	Lennon Smith Souleret	Engineering Fees	\$7,483.69
6066	Markl Supply Company	P.D. Rifle	\$988.00
6067	Trans Associates Inc.	McDonald's Review	\$1,144.73

Such bills were reviewed by Council and the motion of Mr. Aloe seconded by Mr. Wilson that a voucher be drawn on the General Account in the amount of \$149,932.14 and a voucher be drawn on the Schedule Expenditures Account in the amount of \$14,845.91, was unanimously carried.

TAX COLLECTOR'S REPORT for the month of March 2015 was presented to Council. After some review and discussion, this report was ordered received and filed.

DISTRICT JUSTICE REPORT for the month of March 2015 was presented to Council. District Justice Robert L. Ford, for District Court No. 05-03-02, reported remitting fines in the amount of \$1,304.30 to the Borough for March 2015. After review and discussion this report was ordered received and filed.

POLICE REPORT for the month of March 2015 was presented to Council. After some review and discussion, this report was ordered received and filed.

FIRE REPORT for the month of March 2015. After review and discussion this report was ordered received and filed.

PUBLIC WORKS REPORT for the month of March 2015 was presented to Council. After review and discussion this report was ordered received and filed.

BUILDING PERMIT and ZONING PERMIT REPORTS for the month of March 2015 were presented to Council. After review and discussion, these reports were ordered received and filed.

QUAKER VALLEY COG REPORT: No report was available.

CORRESPONDENCE:

- Minutes from the meeting of the Edgeworth Municipal Authority and the Annual report from the Edgeworth Municipal Authority
- Minutes from the meeting of the Leetsdale Municipal Authority
- Verizon Franchise renewal notice
- Petition from residents concerning the proposed McDonald's

RECOGNITION OF VISITORS CONCERNING NON-AGENDA ITEMS:

Mike Tomana 218 Edgeworth Ln.

Mr. Tomana addressed Borough Council regarding legal representation for the Borough in the upcoming McDonald's Zoning Hearing Board appeal. Mr. McDaniel stated that McDonald's corporation has confirmed that they are withdrawing all applications for construction and their Zoning Hearing has been cancelled and their application for land development and conditional use approval have been withdrawn.

OLD BUSINESS: - No Old Business

NEW BUSINESS:

ACTION CONCERNING ORDINANCE 538 – AN ORDINANCE REGULATING STORMWATER.

Council was presented with Ordinance No. 538 which had been properly advertised and was recommended for approval by the Borough Engineer and Borough Solicitor. This ordinance is a model DEP ordinance and needed to be enacted prior to June 30, 2015. A motion was made by Mr. Aloe with a second from Mr. Marlovits to adopt the ordinance. A roll call vote was taken, and all present voted in favor of the motion.

ACTION CONCERNING ORDINANCE 539 – AN ORDINANCE REGULATING DISCHARGES INTO THE BOROUGH'S SEPARATE STORM SEWER SYSTEM. Council was presented with

Ordinance No. 539 which had been properly advertised and was recommended for approval by the Borough Engineer and Borough Solicitor. This ordinance is a model DEP ordinance and needed to be enacted prior to June 30, 2015. A motion was made by Mr. Marlovits with a second from Mr. Hofmann to adopt the ordinance. A roll call vote was taken, and all present voted in favor of the motion.

AUTHORIZATION TO ADVERTISE ORDINANCE NO. 540 – AN ORDINANCE ESTABLISHING BOROUGH SANITARY SEWER TAP IN FEES Mr. McDaniel presented Council with Ordinance 540 which has been recommended by the Sewer Committee for advertisement. This ordinance has been reviewed by the Borough Engineer and Borough Solicitor and will establish sanitary sewer tap in fees throughout the Borough. After discussion, a motion was made by Mr. Aloe with a second from Dr. Smith to advertise Ordinance 540 and all members present voted unanimously in favor of the motion.

CONSIDERATION TO AUTHORIZE SLOPE MODIFICATION – VACANT LAND BETWEEN 737 AND 741 CHESTNUT: A presentation was made by representatives from GML Construction regarding a proposed single family dwelling located on vacant land between 737 and 741 Chestnut Road. Under the Land Development Ordinance, Borough Council must review the proposal because the applicant is proposing to modify a slope in the Conservation Overlay district from a 3:1 to a 2:1 slope. Residents Mr. Ron Casper and Mr. Mark Lynch both voiced concerns with the current proposal regarding slope stability of the private drive accessing the Casper's residence and the possible stormwater run-off changes that would affect the Lynch property. Council members asked questions regarding the potential design change including wall modifications to a soldier beam and lagging wall and the possibility of requiring a bond in the event that damage occurs to the private drive located up slope. Council agreed with Mr. Hofmann's suggestion that the consideration be tabled until the May Borough Council meeting for a complete summary of all open issues and concerns to be addressed prior to Council approving the waiver of slope modification.

OTHER BUSINESS:

LSCR FORCE MAIN EXTENSION UPDATE: Mr. Marlovits gave a recap of price structures for the LSCR force main extension and discussed the Sewer Committee's recommendation for how to proceed with the project. Mrs. Sue Ellen Miller was present and asked that Council move forward with a pricing structure and potential agreement that she would be able to have in place so she would be able to list her home for sale. Borough Council has agreed to fund two-thirds of the total cost of the project. The Sewer Committee recommended a weighted connection method of assessment for the remaining one-third which would be the resident portion of the project. The Borough Engineer has provided an estimated cost for the project. The total cost of the project per resident would be (as a percentage of the actual project cost): 42 Little Sewickley Creek Road – 2.75%, 44 Little Sewickley Creek Road – 7.48%, 52 Little Sewickley Creek Road – 22.9%. A motion was made by Mr. Aloe to approve the weighted connection method with a second from Mr. Hofmann and the motion passes with a unanimous vote of support from Council.

SEWICKLEY ACADEMY UPDATED HAULING AGREEMENT: Mr. McDaniel recapped a meeting that was held between Borough officials and members of Sewickley Academy regarding the bulk hauling portion of the developer's agreement. Mr. McDaniel stated that the developer's agreement is in place, and a clear plan for keeping the Borough streets clean and safe has been finalized between the Borough and Sewickley Academy

WOODLAND ROAD GUIDERAIL: Mr. McDaniel addressed Council regarding the proposed guiderail along Woodland Road. After meeting with the Borough Engineer on site, Mr. McDaniel recommended that the quote be revised to include 135 LF of guiderail that was more aesthetically pleasing than the original galvanized guiderail. Mr. Hoopp said that he would like to see a cross section of the guiderail, and would like it to be installed set back from the curb. A motion was made by Mr. Hofmann with a

second from Mr. Aloe that 135 LF of guiderail be installed along Woodland Road. The motion received unanimous support from Council.

EXECUTIVE SESSION CONVENED AT 9:40p.m.: Mr. McDaniel asked for Council to enter Executive Session with the Solicitor to discuss a legal matter. The Executive Session ended at 9:55 p.m.

Following the executive session, Council directed the Solicitor to file an appeal in the matter of the granting of a zoning variance by the Zoning Hearing Board to Victor Powell regarding construction of a detached garage at 422 Meadow Lane.

Mr. McDaniel informed Council that John Schwend, Administrative Assistant to the Borough Manager had completed his course work for a master's degree in Public Policy and Management at the University of Pittsburgh. Upon completion of his degree, Mr. Schwend will receive a salary increase according to the terms of his employment engagement letter.

There being no further business, the meeting on motion duly made and seconded was adjourned at 10:00 p.m.

Martin C. McDaniel
Borough Manager/Secretary