

EDGEWORTH BOROUGH COUNCIL
REGULAR MEETING MINUTES
December 15, 2015

MEETING was called to order at 7:30 p.m. with President Pro Tempe of Council Mr. David T. Aloe presiding and the following members of Council and officials of the Borough present: Mr. David T. Aloe, Mr. Ivan T. Hofmann, Mr. Daniel S. Wilson, Mrs. Carrie A. Duffield, Mr. Gregory Marlovits, Mayor Wayne T. Murphy, Borough Manager/Secretary Martin C. McDaniel, and Mr. Brendan Lucas, Esq., representing the Borough Solicitor.

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

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

INVESTMENT REPORT as of December 15, 2015 was presented to Council. After review and discussion, this report was ordered received and filed.

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

BILLS PAYABLE for the month of December 2015 in the amount of \$268,413.02 and a voucher be drawn on the Schedule Expenditures Account in the amount of \$12,631.57 were presented to Council as per the following list.

Scheduled Expenditures Account

6092	Garvin Boward Beitko	Engineer's Fees	\$1,489.00
6093	Lennon Smith Souleret	Engineer's Fees	VOID
6094	Penn Landscape and Cement	Tree Planting	\$6,570.00
6095	Ruthrauff Service LLC.	A.C. Repair	\$1,300.00
6096	Trans Associates Inc.	Engineer's Fees	\$1,545.07
6097	Lennon Smith Souleret	Engineer's Fees	\$1,727.50

Such bills were reviewed by Council and the motion of Mr. Wilson seconded by Mr. Hofmann that a voucher be drawn on the General Account in the amount of \$268,413.02 and a voucher be drawn on the Schedule Expenditures Account in the amount of \$12,631.57, was unanimously carried.

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

DISTRICT JUSTICE REPORT for the month of November 2015 was presented to Council. District Justice Robert L. Ford, for District Court No. 05-03-02, reported remitting fines in the amount of \$1,062.07 to the Borough for the month. After review and discussion this report was ordered received and filed.

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

FIRE REPORT for the month of November 2015 was presented to Council. It was noted that there were no fire alarms reported at Sewickley Academy in November. After review and discussion this report was ordered received and filed.

PUBLIC WORKS REPORT for the month of November 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 November 2015 were presented to Council. After review and discussion, these reports were ordered received and filed.

QUAKER VALLEY COG REPORT – No report available.

CORRESPONDENCE:

- The monthly meeting minutes from the Edgeworth Municipal Authority were ordered received and filed.
- Correspondence received from Mr. John Orndorff regarding a grant sponsorship for proposed bike lanes.
- Correspondence received from Mr. Wood Lovell regarding a proposed stop sign. Mr. Lovell addressed Council regarding his correspondence. Mr. Lovell resides at 106 Beaver Road, and is concerned about safely pulling out of his driveway onto Beaver Road. He suggests that a stop sign be placed on the north bound lanes of Beaver Road at Hazel Lane. Mr. Goetz, the Borough Traffic Engineer, visited the site and recommends installing a convex mirror for Mr. Lovell to use to assist in seeing up the hill as he exits his driveway. Mr. McDaniel noted that a traffic study as well as ordinance changes would need to happen if a stop sign were to be warranted at the intersection. Mr. Aloe referred the matter to the Police Committee for further review.

RECOGNITION OF VISITORS CONCERNING NON-AGENDA ITEMS:

The following visitors were present:

Ms. Gail Murray, 605 Maple Lane
Mr. Michael Wetzel – Victor Wetzel Associates
Mr. Grant Scott, 413 Maple Lane
Mr. Patrick Keane, 605 Academy Ave.
Mr. Jim Bouchard, Sewickley Boro Resident
Ms. Larissa Dudkiewicz – Sewickley Herald

Ms. Peggy Dury, Sewickley Boro Resident
Mr. Robert Goetz – Trans Associates Inc.
Mr. Geoffrey Wilcox – Edgeworth Real Estate
Mr. Harton Semple, Sewickley PA
Mr. Wood Lovell, 106 Beaver Road
Mr. Mike Tomana, 218 Edgeworth Lane

OLD BUSINESS:

ACTION CONCERNING 2016 FINAL BOROUGH BUDGET: Mr. Wilson gave a brief review of the 2016 proposed operating budget for the Borough. He recapped revenue and expenditure highlights from the budget hearing and offered another opportunity for comments and questions. A motion was made by Mr. Wilson with a second from Mrs. Duffield to accept and adopt the proposed 2016 operating budget. All present voted unanimously in favor of the motion.

ACTION CONCERNING ORDINANCE #542 – FIXING THE TAX RATE FOR FISCAL YEAR 2016:

Mr. Wilson stated that for the 13th consecutive year the Borough was able to maintain the tax rate with no increase proposed for 2016. The millage rate would remain at 4.15 mills. A motion was made by Mr. Hofmann with a second from Mr. Marlovits to enact Ordinance #542. A roll call vote was taken and all present voted unanimously in favor of the motion.

ACTION CONCERNING RESIDENT APPOINTMENTS TO BOARDS AND COMMISSIONS: The Personnel Committee recommended reappointment of the following residents to various Boards and Commissions in the Borough:

Building Code Board of Appeals	Mr. Jeff Murray	Term ending 12/31/2018
Edgeworth Municipal Authority	Mr. Richard Ullery	Term Ending 12/31/2020
Leetsdale Municipal Authority	Vacant	Term Ending 12/31/2020
Shade Tree Commission	Mr. Gregory Marlovits	Term Ending 12/31/2020
Zoning Hearing Board	Mr. David Genter	Term Ending 12/31/2018
Zoning Hearing Board (Alternate)	Ms. Robin Pesa	Term Ending 12/31/2018
Zoning Hearing Board (Alternate)	Mr. Bernard John	Term Ending 12/31/2018

Mr. George Patterson, the current representative for the Leetsdale Municipal Authority, was uncertain if he would be able to continue in the position. The vacancy was referred to the Personnel Committee. After discussion, Mr. Wilson made a motion, seconded by Mr. Hofmann that Council reappoint the proposed residents to their respective Boards and Commissions. Council voted unanimously in favor of the motion

NEW BUSINESS:

ACTION CONCERNING ADOPTION OF RESOLUTION NO. 2015-04 REGARDING THE ELIMINATION OF MEMBER CONTRIBUTIONS TO THE POLICE PENSION PLAN: A Resolution of the Borough of Edgeworth eliminating the member contributions to the Police Pension Plan was presented to Council. After some discussion, the motion of Mr. Wilson, seconded by Mr. Hofmann, to adopt Resolution No. 2015-04 was unanimously carried.

ACTION CONCERNING APPOINTMENT OF LEETSDALE MUNICIPAL AUTHORITY TO ACT AS THE BOROUGH’S BILLING AND COLLECTION AGENT FOR 2016 SEWER CHARGES. The Borough Manager presented a letter from the Leetsdale Municipal Authority requesting written consent from the Borough to act as the billing and collection agent for sewer charges in 2016. After some review and discussion, the motion of Mr. Hofmann, seconded by Mr. Marlovits to appoint the Leetsdale Municipal Authority to act as the Borough’s Billing and Collection Agent for 2016 Sewer Charges was unanimously carried.

ACTION CONCERNING APPOINTMENT OF BOROUGH ENGINEER FOR 2016: An outline of the 2016 General Terms and Conditions for Services and the Hourly Fee Guide was received from Lennon, Smith and Souleret Engineering for review and approval. The 2015 Hourly Fee Guide was attached as a comparison for rate changes, and no rates were changed. After some review and discussion, the motion of Mr. Hofmann, seconded by Mr. Marlovits to appoint Lennon, Smith, Souleret Engineering, Inc. to act as the Borough Engineer for the year 2016 was unanimously carried

ACTION CONCERNING THE ESTABLISHMENT OF COUNCIL MEETING DATES FOR 2016:

After brief discussion, the motion of Mr. Wilson, seconded by Mrs. Duffield to establish the following meeting dates for 2016 was unanimously carried

January 19, 2016	July 19, 2016
February 16, 2016	August 16, 2016
March 15, 2016	September 20, 2016
April 19, 2016	October 18, 2016
May 17, 2016	November 15, 2016
June 21, 2016	December 20, 2016

ACTION ON THE EDGEWORTH SQUARE SHOPPES LAND DEVELOPMENT APPLICATION:

Mr. McDaniel introduced the proposed land development project to Council. This project is proposed for the parcel located at the corner of Hazel Lane and Ohio River Blvd. directly in front of the Edgeworth Square building. Edgeworth Real Estate Associates, represented by Mr. Grant Scott, have applied to construct a building which would house a Chipotle restaurant and two small retail stores. Mr. McDaniel presented the letter from the Planning Commission which recommended approval of the project with certain conditions. Mr. Scott and Mr. Michael Wetzel presented the site plan and answered questions from Council about adequate parking spaces, dumpster locations and traffic flow. Mrs. Duffield asked about the access from the property to the rear access drive located in front of Edgeworth Square and if an easement agreement existed. Mr. Scott stated that there is an agreement between Esmark and Edgeworth Square for access on the private drive, and hoped that an easement agreement could be drafted to accommodate the new Starbucks drive-thru and the Edgeworth Square Shoppes as well. Mr. Chuck Wooster, the traffic engineer for the developer, stated that the rear access drive is for inter-property traffic and that the ability to turn left or right out of the rear access drive would prevent vehicles from having to exit the property at Hazel Lane and then re-enter the property on the access drive between Burger King and Starbucks. Mr. Jim Bouchard of Esmark Center LLC addressed Council and stated that he is concerned with comments which were made at the Planning Commission regarding the possible revocation of his occupancy permit if he were to restrict traffic flow on the private drive. Mr. Bouchard was concerned with the elderly and children who would be walking to Chipotle, and wanted a good traffic solution for all parties involved. Discussion continued about traffic flows from Eat N Park and the distribution of traffic that was presented in the traffic study. Mr. Mike Tomana asked about why there was not a third lane added to Hazel Lane for this development like there had been for the proposed McDonald's development. Mr. Wooster explained that since there is no ingress onto the site from Hazel Lane, there was not a queuing problem like there would have been for McDonald's and therefore the third lane was not needed. Mr. Tomana also asked if cross traffic throughout the Borough was addressed during this traffic study. Mr. Wooster stated that based on traffic volume reports there was no need for a cross traffic study, and the Borough Traffic Engineer had reviewed the traffic study as well. Mr. Aloe indicated that he felt the increase in cross traffic in the Borough would be diminimus. Mr. Goetz, the Borough Traffic Engineer, addresses questions from Council regarding trip generations and pass-by trips, and explains how the numbers are generated. The discussion returned to the rear access drive, and if there were to be a right turn only exit then no easement agreement would need to be drafted. Mr. Scott indicated that Chipotle representatives were interested in the rear egress having the ability to turn left and right to promote synergy with the new Starbucks location. Mr. Scott stated that he would like Council to vote on the proposed development as presented rather than reappear before Council in January with a revised plan with a right turn only out of the rear site drive. After discussion, a motion was made by Mr. Hofmann with a second from Mr. Aloe to approve the project with the conditions set forth by the Planning Commission and the conditions in the engineer's review letters. Mr. Wilson recused himself from the vote, and two Council members voted in favor and two were opposed to the motion. The motion does not carry.

RECOGNITION OF VISITORS CONCERNING NON-AGENDA ITEMS:

Ms. Gail Murray addressed Council about the proposed demolition project located at 21 Little Sewickley Creek Road, the former Walker Estate. Ms. Murray stated that the community should be aware that this historic home is slated for demolition and that Edgeworth should consider preservation ordinances or a historical zoning district. Mr. Aloe explained the extensive discussions which were held in 1994 with the prospect of introducing historical zoning to the Borough and explains the impact that historical zoning would have on all Borough residents. Mr. Tomana stated that the demolition would disrupt the hillside in his opinion. Mr. McDaniel indicated that the driveway affected is not a Borough road, however a meeting had been scheduled with the Borough Engineer and the applicant's engineer to discuss any impact that the project might have on surrounding properties. Mrs. Peggy Dury and Mr. Harton Semple of the Sewickley Valley Historical Society state their concern that Edgeworth is losing its charm when historic houses are demolished.

OTHER BUSINESS:

Mr. Grant Scott, after having a discussion with Mr. Jim Bouchard asked Council to reconsider the proposed land development application for Edgeworth Square Shoppes. After his discussion with Mr. Bouchard, Mr. Scott was confident that an easement agreement could be reached between the property owners. A motion was made by Mr. Hofmann with a second from Mr. Marlovits to approve the project with the conditions set forth by the Planning Commission and the conditions in the engineer's review letters as well as a written agreement regarding access to the private road be presented to Council between the Developer and the owners of the Esmark Center (100 Hazel Lane) by the January 19, 2016 Council Meeting. Mr. Wilson recused himself from the vote, and the remaining Council members voted unanimously in favor of the motion.

EXECUTIVE SESSION: Council entered Executive Session at 9:07 p.m. to discuss a litigation matter and personnel matters. Council reentered regular session at 9:25 p.m.

There being no further business, the meeting on motion duly made and seconded was adjourned at 9:25 p.m.

Martin C. McDaniel – Borough Manager/Secretary