

EDGEWORTH BOROUGH COUNCIL  
REGULAR MEETING MINUTES  
August 15, 2017

---

MEETING was called to order at 7:30 p.m. with Council President Joseph T. Hoepf presiding and the following members of Council and officials of the Borough present: Mr. Joseph T. Hoepf, Mr. Ivan T. Hofmann, Mr. David T. Aloe, Mrs. Carrie Duffield, Mr. Daniel S. Wilson, Mr. Gregory Marlovits, Mrs. Elizabeth Genter, Borough Manager John F. Schwend, and Mr. Brendan Lucas, Esq., representing the Borough Solicitor.

MINUTES of the Regular Meeting held on July 18, 2017 were presented to Council. After discussion, a motion was made by Mr. Wilson with a second by Mr. Hofmann to approve the Regular Meeting Minutes from July 18, 2017. All present voted unanimously in favor of the motion.

TREASURER'S REPORT for the month of July 2017 was presented to Council. Mrs. Genter inquired regarding the Act 13 Unconventional Gas Well revenue. Mr. Connors stated that the revenue is determined based on a variety of factors including the County the municipality is located in, distance from the nearest gas well, and overall new drilling permits granted throughout the state. After review and discussion, this report was ordered received and filed.

INVESTMENT REPORT as of August 15, 2017 was presented to Council. After review and discussion, this report was ordered received and filed.

FINANCIAL REPORT for the month of July 2017 was presented to Council. After review and discussion, this report was ordered received and filed.

BILLS PAYABLE for the month of August 2017 were presented to Council as follows: General Expenditures, in the amount of \$159,199.00 and Scheduled Expenditures, in the amount of \$29,891.35 were presented to Council as per the following list.

Scheduled Expenditures Account

6199	JASE Construction	Rt. 65 Beautification	\$9,500.00
6200	Joseph Hajnas Associates	Beaver Road Wall Design	\$7,850.00
6201	Lennon Smith Souleret	Engineering Fees	\$12,001.47
6202	Sam's Club	PW Back Room Chairs	\$159.88
6203	SG&D Communications	Plaque in Way Park	\$380.00

Such bills were reviewed by Council. Mrs. Genter inquired about an invoice made payable to Crivelli Ford. Mr. Schwend stated that Crivelli Ford repaired the 2016 Ford Explorer Police vehicle after a collision involving a deer. After further discussion, a motion was made by Mr. Hofmann with a second by Mr. Wilson that a voucher be drawn on the General Account in the amount of \$159,199.00 and a voucher be drawn on the Scheduled Expenditures Account in the amount of \$29,891.35. The motion was unanimously carried by all members in attendance.

TAX COLLECTOR'S REPORT for the month of July 2017 was presented to Council. After some review and discussion, this report was ordered received and filed.

DISTRICT JUSTICE REPORT for the month of July 2017 was presented to Council. District Justice Robert L. Ford, for District Court No. 05-03-02, reported remitting fines in the amount of \$1,344.52 to the Borough for the month. After review and discussion this report was ordered received and filed.

POLICE REPORT for the month of July 2017 was presented to Council. Chief English discussed Officer Adrian's performance during his probationary period stating that he has met or exceeded expectations over the course of each designated review period. Mr. Aloe inquired regarding a potential Narcan training program for the Police Department. Chief English stated that he has arranged a training course through the Sewickley Valley Hospital to educate officers on how to administer the nasal form of the opioid antidote. Chief English stated that he has also ordered protective gloves and masks for the Police Department to ensure the safety of the officers when investigating suspects' vehicles and possessions. After further review and discussion, this report was ordered received and filed.

FIRE REPORT for the month of July 2017 was presented to Council. After further review and discussion this report was ordered received and filed.

PUBLIC WORKS REPORT for the month of July 2017 was presented to Council. Mr. Schwend stated that two new restroom facilities have been installed in Walker Park at shelters # 2 and # 3. Mr. Schwend also highlighted the completion of the grading and grass seeding along Ohio River Boulevard. Mr. Hofmann commended the work conducted along the Boulevard highlighting the improved aesthetics. Mr. Schwend also reminded Borough Council about the upcoming recognition cookout in honor of Robert Abercrombie and David Trocki for their combined 52 years of serving Edgeworth. The event will take place on August 27, 2017 from noon to 3 p.m. at Shelter #3 in Walker Park. With there being no further input this report was ordered received and filed.

BUILDING PERMIT and ZONING PERMIT REPORTS for the month of July 2017 were presented to Council. After review and discussion these reports were ordered received and filed.

MS4 UPDATE AND PUBLIC PARTICIPATION: Mr. Schwend opened the meeting for public comment on the topic of stormwater. Mr. Schwend highlighted the Little Sewickley Creek Watershed Association's water quality evaluation study which is currently underway. Mr. Schwend stated that Mr. Connors attended the most recent group workshop where engagement efforts between communities throughout the watershed were discussed. With there being no further input, the report was ordered received and filed.

QVCOG EXECUTIVE DIRECTOR'S REPORT: for the month of July 2017 was presented to Council. Mr. Hofmann complemented the report for its vast array of information. After some review and discussion, this report was ordered received and filed.

CORRESPONDENCE:

- A. Minutes from the Edgeworth Municipal Authority were received and filed.
- B. Correspondence was received from Mr. J. Scott Wendt stating his intention to resign from his position on the Edgeworth Borough Zoning Hearing Board. Mr. Wendt stated that he would be moving out of the Borough in early September and would no longer be able to fulfill his duties on the Board. President Hoepf thanked Mr. Wendt for his service on both the Edgeworth Borough Council and the Edgeworth Zoning Hearing Board and directed Mr. Schwend to write a letter thanking Mr. Wendt for his service. After further discussion a

motion was made by Mr. Aloe with a second by Mr. Hofmann to accept the resignation of Mr. J. Scott Wendt from the Zoning Hearing Board. The motion was unanimously carried by all members in attendance.

RECOGNITION OF VISITORS CONCERNING NON-AGENDA ITEMS:

The following visitors were present:

Mr. John Heyl	Lennon Smith Souleret Engineering
Mr. Josh Callender	Lennon Smith Souleret Engineering
Mr. Joe Boward	Garvin Boward Beitko & Associates
Mr. Thomas Hughes	428 Oliver Road
Mr. David Gordon	426 Oliver Road
Mrs. Marcia Gordon	426 Oliver Road

OLD BUSINESS:

BOROUGH ENGINEER'S REPORT – BEAVER ROAD RETAINING WALL REMEDIATION: Mr. Hoepf began discussion by highlighting that past repairs have been performed on the Beaver Road retaining wall, and also reviewed various plans and proposals for a permanent solution that have been discussed over the last ten years. Mr. Hoepf stated that a solution must be reached soon because the future stability of the wall is uncertain. Mr. Hoepf also highlighted the numerous utility lines that are underneath Beaver Road along the impacted stretch of the wall. Mr. Hoepf introduced Mr. John Heyl and Mr. Josh Callender of Lennon Smith Souleret Engineering, and Mr. Joe Boward of Garvin Boward Beitko Engineering who were present to address questions and concerns from residents and Council. Mr. Heyl began discussion regarding four solutions to the Beaver Road wall repair. First, Mr. Heyl discussed an earth mound stabilization repair. The Borough would need to acquire a fifty-foot permanent right of way from the adjacent residents along with a ten foot temporary right of way during construction. The earth mound would include an aesthetic planting plan as well. The residents in attendance voiced their concern over the size of the permanent right of way that would be required for this stabilization method. Mr. & Mrs. Gordon highlighted their desire to keep the appearance of their property the same as when they purchased it. Mr. Hughes and Mr. Gordon also highlighted the impact that the land loss would have on their property values. Second, Mr. Heyl discussed a Mechanically Stabilized Earth (MSE) wall. An MSE wall would require fifteen feet of permanent right-of-way and a ten foot temporary right of way while the wall is constructed. Mr. Gordon inquired about tree removal during wall construction. Mr. Joe Boward stated that if there is a tree in the vicinity of the wall that it may need to be removed, but they will work hard to preserve as many trees as possible. Mr. Gordon asked if the facade of the new wall would include the stones from the current wall. Mr. Heyl stated that MRE walls as well as other types which had yet to be discussed could be prepared with finishes that could emulate a variety of materials and appearances. The third repair option discussed by Mr. Heyl was a soil nail wall. The soil nail wall would require approximately three feet for a permanent right of way with an additional ten feet being required for a temporary right of way, during construction. Mr. Boward stated that the soil nail wall would be the quickest to install of all four options, highlighting a similar wall that was built in Glen Osborn Borough on Sycamore Road. Mrs. Duffield inquired regarding the utilities under the wall and the impact of the soil nail technique on them. Mr. Boward highlighted the need to take extra precaution with the soil nail wall approach, specifically because of the numerous utilities in the vicinity. Mrs. Genter inquired how the current wall would be used as the new wall is built. Mr. Boward stated that the soil nail technique would ultimately work through the current wall but emphasized the current wall's importance in keeping the earth stable during construction. Fourth, Mr. Heyl discussed the soldier beam wall technique. This technique would require approximately three feet for a permanent right of way and ten feet for a temporary right of way during construction. This technique would be the most expensive according to Mr. Boward. Mr. Boward concluded his presentation by discussing the history of the four techniques

highlighting that the earth mound wall is the oldest and most time tested method with each of the additional techniques being newer (implementation of each technique ranging from the late 19<sup>th</sup> Century to the 1980's). Each technique discussed has various benefits and drawbacks, however all are considered durable and safe to support Beaver Road. Mr. Hofmann discussed his concerns for the total cost of some of the options including the soil nail wall and the MSE wall. Mr. Hofmann emphasized the need to balance cost, durability of the wall, and the fairness of the tax burden for all residents in the Borough. Mr. Aloe stated that he was initially in favor of the earth mound to stabilize the road, however his opinion changed after listening to the various options, and would be in favor of repairing the wall as needed using Gabion baskets. Mr. Aloe highlighted the cost effectiveness of such a plan and also stated that it would alleviate the fears of many residents regarding both land loss and aesthetic change. Mr. Boward stated that the current wall would not meet present day engineering standards. Mr. Boward also highlighted the practice of using gabion baskets as a temporary solution. Mr. Schwend stated that test borings would be drilled in the near future for the purpose of wall design. Mr. Schwend highlighted that Mr. Hughes' had permitted the Borough Engineer to use an access point on his property for the necessary equipment to enter the area. The discussion concluded with Mr. Heyl discussing potential timelines for each wall technique. Borough Council thanked the Borough Engineers and Borough residents in attendance for their time and input into this matter.

#### NEW BUSINESS:

#### ACTION CONCERNING ADOPTION OF RESOLUTION 2017-04 - A RESOLUTION OF THE BOROUGH OF EDGEWORTH, ALLEGHENY COUNTY, PENNSYLVANIA APPROVING AND ADOPTING AN EMERGENCY OPERATIONS PLAN FOR THE BOROUGH OF EDGEWORTH:

Mr. Schwend began discussion by thanking Mr. Alex Austin for his numerous contributions to the Borough of Edgeworth during his tenure as an intern. Mr. Schwend shifted attention to the Borough's Emergency Operations Plan, highlighting the need for Borough Council to update and approve a plan every two years in order to receive PEMA and FEMA funding in the case of an emergency. Mr. Alex Austin thanked Borough Council for the opportunity to work in the Borough over the course of the summer. Mr. Austin stated that he had updated the Borough Emergency Operations Plan, highlighting changes to contact information, creation of an updated evacuation map, and the update of the Borough's vehicle registry. Mr. Schwend discussed Allegheny County's Special Needs Registry which highlights community members who would require special assistance during times of emergency from first responders. Mr. Schwend stated that he planned to highlight the registry on the Borough website and newsletter in hopes of increasing awareness of the registry for those who may need assistance in an emergency. After further discussion, a motion was made by Mr. Hofmann with a second by Mr. Marlovits to adopt Resolution 2017-04 updating Edgeworth Borough's Emergency Operations Plan. The motion was unanimously carried by all members in attendance.

#### POSSIBLE ACTION CONCERNING AWARDING CONTRACT NO. 17-PW1 – SALT SHED BUILDING ADDITION:

Mr. Schwend opened discussion by stating that the Borough had received one bid for the Borough salt shed addition from Swede Construction in the amount of \$175,000. Mr. Schwend stated that Swede Construction had worked with the Borough previously, building the current salt shed in 2005. Mr. Schwend stated that the bid received was higher than projected. Mr. Schwend stated that the Borough has ninety days from the bid opening which occurred on August 11, 2017 to take action on awarding the contract. After discussion, Council tabled the motion until the September Council meeting.

#### ACTION CONCERNING THE APPOINTMENT OF BERNARD JOHN TO FULFILL THE VACANCY ON THE ZONING HEARING BOARD:

Mr. Schwend reported that he had met with the Personnel Committee regarding the vacancy on the Zoning Hearing Board. Mr. Schwend stated that he had discussed the position with both Zoning Hearing Board alternate members, Ms. Robin Pesa and Mr. Bernard John. After consideration, the Personnel Committee recommended Mr. Bernard John to fulfill the

vacancy on the Zoning Hearing Board. Mr. Schwend stated that the Borough would reach out to residents who had expressed interest in public service in the past to fulfil the alternate position. After further discussion, a motion was made by Mr. Wilson with a second by Mr. Hofmann to appoint Mr. Bernard John to fulfil the vacancy on the Edgeworth Zoning Hearing Board. The motion was unanimously carried by all members in attendance.

OTHER BUSINESS:

BOROUGH MANAGER'S UPDATE: Mr. Schwend discussed two large silver maple trees in Morrow Pontefract Park, and one large oak tree in Walker Park that posed an imminent danger to public safety. Mr. Schwend stated that he had received a bid to remove the aforementioned trees from Carl's Tree Service in the amount of \$5,180. After some discussion, a motion was made by Mr. Hofmann with a second by Mr. Marlovits to award the bid to Carl's Tree Service to remove two trees in Morrow Pontefract Park and one tree in Walker Park. The motion was unanimously carried by all members in attendance.

EXECUTIVE SESSION: Borough Council entered Executive Session to discuss a legal matter at 9:25 p.m., and returned to regular session at 9:35 p.m.

There being no further business, the meeting on motion duly made and seconded was adjourned at 9:35 p.m.

John F. Schwend – Borough Manager/Secretary