

Oakmont Borough Council
Minutes of the Regular Meeting

199 (Final)
May 11, 2015

CALL TO ORDER

The Regular Meeting of Oakmont Borough Council was called to order at 7:00 PM by President Ride in Council Chambers of the Municipal Building, 767 Fifth Street, Oakmont, Pennsylvania 15139.

PLEDGE OF ALLEGIANCE

All those who were present and able stood and recited the Pledge of Allegiance.

ROLL CALL

Present: Council Members Colianni, Facaros, Favo, Friday, Whalen, and President Ride; Chief DiSanti; Borough Manager Jensen; Assistant Secretary Jeroski; Solicitor Ott

Excused: Council Member Briney and Mayor Fescemyer

Visitors: David Brankley, Judie Beynon, Kim Butler, David Carroll, Bruce Corna, George Coulter, Donna DeTurck, Gustave Frerotte, Erich Geppert III, Les Leasure, Greg Macaluso, Michele McCracken, Rose O'Connor, Shelly Shadle, Bertha Shearer, Robert Springer, Jim Trangle and Christopher Whaley

RECREATION BOARD APPOINTMENT

Resolution No. R25-2015, G. Frerotte to Recreation Board – Mrs. Facaros offered Resolution No. R25-2015, and moved for its adoption, a Resolution appointing Gustave Frerotte to the Oakmont Recreation Board to fill the vacancy created by the expiration of the term of Molly Merlino.

Mrs. Facaros and President Ride acknowledged the service of Molly Merlino on the Recreation Board

Ms. Colianni seconded the motion, which passed 6 to 0.

President Ride declared the Resolution adopted. Recorded in Ordinance Book Volume 32, Page 89, as **Resolution No. R25-2015**.

In Mayor Fescemyer's absence, Solicitor Ott swore-in Mr. Frerotte.

MOTIONS FOR ADDITIONS TO AGENDA

Ms. Colianni made a motion to add the Police Chief Job Description to the agenda.

Mr. Whalen seconded the motion, which passed 6 to 0.

Mr. Favo offered a motion to add a memo on funding the 2015 Paving Program from Mr. Jeroski, and a previous memo, dated May 4, 2015, that Mr. Favo had issued on body cameras for the police department to the Agenda.

Mrs. Friday seconded the motion, which failed on a vote of 3 to 3.

Mr. Whalen offered a motion to add offered a motion to add the memo from Mr. Jeroski under Mr. Favo on the agenda.

Mrs. Friday seconded the motion, which passed 6 to 0.

REGISTERED COMMENTS FROM THE PUBLIC

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Uniformed Employees Bargaining Unit – Dave Brankley, a Patrol Officer and representative of the Uniformed Employees Bargaining Unit, addressed the Borough's proposed Light Duty Policy for the Police Department. Mr. Brankley stated that the union believes the proposed policy would modify aspects of the existing Collective Bargaining Agreement without input from the Bargaining Unit. Mr. Brankley reviewed the Bargaining Unit's concerns regarding the proposed policy, including its discretionary nature, effect on Heart and Lung pay and the deviation from the past employment practices. Mr. Brankley concluded that the union felt that any discussion on Light Duty should be done in the context of contract negotiations. Mr. Favo asked if the Light Duty Policy would improve morale in the Police Department. Mr. Brankley replied that since the Bargaining Unit did not see any need for the policy, they did not view it as a morale booster.

COMMENTS FROM THE PUBLIC

Bertha Shearer – Ms. Shearer asked if Morris Street would be paved in 2015. President Ride replied that there were no concrete plans on what streets would be paved until the bids were received. Ms. Shearer asked for a contact at the Oakmont-Verona Cemetery. Ms. Jensen will provide a contact at the cemetery to Ms. Shearer.

APPROVAL OF MINUTES

April 13, 2015 Minutes – Mr. Whalen offered a motion to approve the Minutes from the Regular Meeting of April 13, 2015 as amended.

Mrs. Facaros seconded the motion, which passed 6 to 0.

CORRESPONDENCE

There was no correspondence to Council that evening.

COUNCIL PRESIDENT'S REMARKS

President Ride had nothing to report that evening.

SOLICITOR'S REPORT

Solicitor Ott had nothing to report that evening.

BOROUGH MANAGER'S REPORT

Employee Handbook – Ms. Jensen informed Council that the first draft of the new employee handbook was almost finished and ready to be reviewed by the Solicitor. Mr. Whalen asked how long it would take Solicitor Ott to review the handbook. Solicitor Ott replied that it would take roughly four hours of legal time for initial review and comment. It was the consensus of Council for Solicitor Ott to review the employee handbook before sending it to Council.

Riverview Building Permit – Ms. Jensen reported that Riverview School District recently submitted a building permit for renovations, and was seeking to have the roughly \$5,000.00 permit fee waived. Ms. Jensen noted that the Borough would have to absorb the cost of the permit if it waived the fee, and sought direction from Council. It was the consensus of Council for Riverview School District to pay the fee for the building permit.

Generator Project – Ms. Jensen stated that the emergency generator project at the Borough Building was complete.

MAYOR'S REPORT

April Police Report - Chief DiSanti reviewed portions of the April 2015 Police Report for those present, and noted that Police Department had received 423 calls for service and issued 300 Borough parking tickets. Chief DiSanti noted that his department was reviewing traffic data on Eighth Street, near Hulton Road, and would meet with residents to discuss the matter. A self-defense course will be held at Oakmont Carnegie Library in early June.

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April OVFD Report – Fire Chief Carroll reported that the OVFD had received 16 emergency calls in April 2015. Chief Carroll stated that the OVFD received a grant from FEMA in the amount of \$47,315.00 to replace a 20-year old compressor that helps fill the mobile breathing apparatuses from firefighters. Chief Carroll noted a meeting with Allegheny County on mobile phone reception, the purchase of new cell phones by the OVFD and a potential addition to the OVFD roster.

COMMITTEE REPORTS

Finance and Budget Committee

Warrants – Mr. Whalen offered a motion to approve the Warrant List for April 2015, dated April 28, 2015, including expenditures totaling \$439,791.05 for all funds.

<i>Fund</i>	<i>Amount</i>
General Fund	\$109,908.32
Boulevard Project Fund	\$8,784.10
Kerr Museum Fund	\$18,866.19
Library Fund	\$43,291.46
Liquid Fuels Fund	\$150,052.35
Sewer Fund	\$100,879.63
Capital Fund (Parks)	\$1,700.00
Capital Fund (Roads)	\$6,309.00
Capital Reserve Fund	\$-0-

Ms. Colianni seconded the motion, which passed 6 to 0.

Engineering & Public Works Committee

Paving Program Funding Memo – Mr. Favo asked Mr. Jeroski to explain his recent memo offering a proposal to balance the Capital Fund (Roads) and fund the 2015 Paving Project at the budgeted amount of \$325,000.00. Mr. Jeroski addressed Council on his proposal to utilize a reimbursement from PA DEP through the 902 Grant Program, and the disbursement of monies among the Sewer Fund, General Fund and Capital Fund (Roads) included in his proposal. There was discussion among Council Members about the proper accounting method for the grant reimbursement and the timeframe for receiving the grant disbursement from PA DEP. Mr. Whalen expressed his support for the proposal, as he felt the Borough needed to pave as many roads as possible.

Cedar Way Reconstruction Project – Mr. Favo offered a motion to accept the bid of A. Folino Construction, Inc., lowest responsible bidder, for the Cedar Way Reconstruction Project, at a cost not to exceed \$141,840.00.

Mrs. Facaros seconded the motion, which passed 6 to 0.

2015 Paving Project – Mr. Favo offered a motion to authorize the Borough Engineer to develop specifications and advertise bids for the 2015 Paving Project.

Mr. Favo remarked that portions of Ninth Street, Fourth Street, Fifth Street, Morris Street and Oakmont Avenue would be included in the bid package.

Mrs. Friday seconded the motion, which passed 6 to 0.

Mr. Favo remarked on the number of incidents of things not officially on the Agenda being discussed, and stated that, in the interest of free speech, he had valid points to make.

Planning and Land Use Committee

In Mr. Briney's absence there was nothing to report that evening.

Culture, Library, & Recreation Committee

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Ordinance No. O26-2015, Increasing Recreation Board Membership – Mrs. Facaros offered Ordinance No. O26-2015, and moved for its enactment, an Ordinance increasing membership on the Oakmont Recreation Board from seven (7) to nine (9).

Mr. Whalen seconded the motion, which passed 6 to 0.

President Ride declared the Ordinance enacted. Recorded in Ordinance Book Volume 32, Page 90, as **Ordinance No. O26-2015**.

Resolution No. R27-2015, Accepting Dedication of Creekside Park – Mrs. Facaros offered Resolution No. R27-2015, and moved for its adoption, a Resolution accepting a Dedication of the property known as Creekside Park.

Mrs. Friday seconded the motion, which passed 6 to 0.

Mr. Whalen asked when the property would be utilized. President Ride replied that Creekside Park would be used almost immediately. Bruce Corna, representing Edgewater Properties, LP, provided the deed to the property to Solicitor Ott.

President Ride declared the Resolution adopted. Recorded in Ordinance Book Volume 32, Page 91, as **Resolution No. R27-2015**.

Library HVAC System – Mrs. Facaros offered a motion to accept the proposal of BDA Engineering, Inc. to perform an engineering evaluation of the HVAC System at Oakmont Carnegie Library at a cost not to exceed \$4,625.00.

Mr. Whalen seconded the motion, which passed 6 to 0.

Personnel, Boulevard Project & Shade Tree Committee

Mrs. Friday recognized Auxiliary Police Officer Erich Geppert IV for receiving an honorary gold card from Fraternal Order of Police Lodge 91, for his research into officers who died in the line of duty.

Mrs. Friday also recognized Summer Tissue, Pat Black, Dolly Provenza, David DiSanti and Tessa Favo for receiving awards from the Riverview Key Club.

Public Safety Committee

Light Duty – Ms. Colianni remarked that the Light Duty discussion would be tabled for the evening.

Police Chief Job Description – Ms. Colianni noted that edits to the Police Chief Job Description had been made based on comments from the May 4, 2015 Work Session. There was discussion among Council on the physical standards for the position, the description's compliance with the Americans with Disabilities Act and addition of language designating the position as a working chief.

Ms. Colianni offered a motion to adopt the Police Chief Job Description, dated May 8, 2015, with revisions to Point #22 and the elimination of Point #9.

Mrs. Friday seconded the motion, which passed 5 to 1, with Mr. Favo voting Nay. In explaining his Nay vote, Mr. Favo said that he did not like the exclusion of the term "working chief" as he felt it was a systemic change in the role of the chief.

COMMENTS FROM THE PUBLIC

Kim Butler – Ms. Butler, of the Oakmont Commons Homeowners Association, noted that at a recent meeting of the HOA, a resident had heard a rumor that the police were told not to patrol Oakmont Commons. Ms. Butler asked if any such request had been made of the police department by any officials. Chief DiSanti replied that he had never heard of such an order being given.

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UPCOMING PUBLIC MEETINGS – President Ride referred those present to the list of public meetings itemized in the Agenda, noting that dates were correct as of publication of the Agenda.

MISCELLANEOUS ITEMS

Mr. Favo asked for any additional info that the Bargaining Unit had on Heart and Lung to be forwarded to Council.

REVIEW OF SOLICITOR ASSIGNMENTS

Solicitor Ott will facilitate the recording of the deed for Creekside Park and review the first draft of the employee handbook.

ADJOURNMENT TO EXECUTIVE SESSION

There being no further business to conduct that evening, Mr. Whalen offered a motion to adjourn to Executive Session. Ms. Colianni seconded the motion, which passed 6 to 0.

The meeting was adjourned at 8:10 PM.

Respectfully submitted,



Lisa Cooper Jensen
Borough Manager

Transcribed by:
Ryan Jeroski