

Oakmont Borough Council
Minutes of the Regular Meeting

215 (Final)
August 10, 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 Briney, Facaros, Favo, Friday, Whalen, and President Ride; Mayor Fescemyer; Borough Manager Jensen; Assistant Secretary Jeroski; Attorney Means

Excused: Ms. Colianni, Solicitor Ott

Visitors: Kaaren Amodeo, George Coulter, Donna DeTurck, Les Leasure, Joseph Maggio and Shon Worner

MOTIONS FOR ADDITIONS TO AGENDA

President Ride noted that the Resolution to approve a Winter Maintenance Agreement with PennDOT had been added to the Agenda under Mr. Favo.

REGISTERED COMMENTS FROM THE PUBLIC

Shon Worner – Mr. Worner, Solicitor for the Oakmont Civil Service Commission, presented a memo to Council Members on the application of the Veteran's Preference Act in civil service testing. Mr. Worner acknowledged the issue of the Commission's advancement of three veterans from the written examination to the oral examination, and felt that, based upon case law, the *Borough Code* and the Veteran's Preference Act, this was the correct decision. Mrs. Friday surmised that normally the top 10 scorers on the written examination would advance to the oral examination, but the Civil Service Commission had advanced 13 candidates. Mr. Worner recognized this to be the case, and that the advancement of the three additional candidates, who are veterans, by the Civil Service Commission was based upon his aforementioned legal opinion [Summary Opinion Attached to Minutes]. There was extensive discussion among Council and Mr. Worner regarding the Veteran's Preference Act, the Oakmont Civil Service Rules and Regulations, the role of Council Members in aiding the Civil Service Commission and the general civil service testing process. Mr. Worner noted that, to the extent that the existing Civil Service Rules and Regulations caused confusion, they could be amended. Mr. Briney felt that any such amendment should come as a recommendation from the Civil Service Commission.

COMMENTS FROM THE PUBLIC

Joseph Maggio – Mr. Maggio expressed concern about the condition of Allegheny River Boulevard between Pennsylvania Avenue and Virginia Avenue. Ms. Jensen acknowledged the poor condition of Allegheny River Boulevard in this area, and the recent repairs to other portions of the roadway. Mr. Favo stated that the major problem was the spacers between the bricks, and stated repairs to this section would be considered with the 2016 Budget.

APPROVAL OF MINUTES

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

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

Oakmont Borough Council
Minutes of the Regular Meeting

216 (Final)
August 10, 2015

CORRESPONDENCE

There was no correspondence that evening.

COUNCIL PRESIDENT'S REMARKS

President Ride had nothing to report that evening.

SOLICITOR'S REPORT

In the absence of Solicitor Ott, Attorney Means had nothing to report that evening.

BOROUGH MANAGER'S REPORT

Delinquent Real Estate Tax Collector – Ms. Jensen reported that the search for a new Delinquent Real Estate Tax Collector had been narrowed to two firms, and that after speaking with references for both firms, Ms. Jensen recommended that the Borough contract with Keystone Collections Group. Ms. Jensen added that previous history with Keystone Collections as the Act 511 Tax Collector for the Allegheny County Southeast Tax Collection Committee had been very positive. Seeing no objections from Council Members, President Ride asked Ms. Jensen to begin making arrangements with Keystone Collections Group.

MAYOR'S REPORT

Affordable Care Act Memo – Chief DiSanti expressed concern about scheduling conflicts that could arise from the Borough's application of the Affordable Care Act (ACA), limiting part-time police officers to under 30 hours per week. Chief DiSanti noted that part-time officers were used for shift coverage, and that he will do his best to work within the parameters of the ACA regulations. Mrs. Friday stated that there would be no reduction in police coverage in the Borough, and that the regulations only affected individual part-time officers. Mr. Whalen discussed the tenets of the ACA that require large employers, with over 50 full-time equivalents, to offer healthcare to employees working over 30 hours per week. Mr. Whalen felt that Council had not set a policy on limiting part-time hours. Mr. Favo disagreed, and felt the policy was in the Collective Bargaining Agreement. Mrs. Facaros remarked that Oakmont was a small community that had to balance benefits offered to employees with the Borough's finances. There was some discussion among Council about past practice on part-time employee hours.

July Police Report – Chief DiSanti reviewed portions of the July 2015 Police Report for those present, and noted that Police Department had received 327 calls for service and issued 352 Borough parking tickets. Chief DiSanti reported on recent vandalism at Riverside Park and on Police Department vehicles. Chief DiSanti also discussed his recent attendance at a conference for the Pennsylvania Chiefs of Police Association.

July OVFD Report – In the absence of Fire Chief Carroll, Mr. Favo reported that the OVFD had 22 emergency calls in July 2015.

COMMITTEE REPORTS

Finance and Budget Committee

Warrants – Mr. Whalen offered a motion to approve the Warrant List for July 2015, dated July 29, 2015, including expenditures totaling \$323,816.87 for all funds.

<i>Fund</i>	<i>Amount</i>
General Fund	\$133,916.98
Boulevard Project Fund	\$8,978.10
Kerr Museum Fund	\$3,028.11
Library Fund	\$41,832.36
Liquid Fuels Fund	\$-0-
Sewer Fund	\$127,356.88
Capital Fund (Parks)	\$3,165.44

Oakmont Borough Council
Minutes of the Regular Meeting

217 (Final)
August 10, 2015

Capital Fund (Roads)	\$5,539.00
Capital Reserve Fund	\$-0-

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

Municipal Insurance Proposal – Mr. Whalen offered a motion to ratify the acceptance of the municipal insurance proposal of HDH Group for general liability, automotive, professional liability and fire department coverage, for the period beginning August 1, 2015 thru July 31, 2016.

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

Budget Pro-Forma – Mr. Whalen reported on a mid-year budget review meeting with Ms. Jensen and her staff, and provided Council Members with a spreadsheet showing areas where revenues or expenditures had exceeded budget. Mr. Whalen discussed various departmental capital and operating needs, and the possibility of spending additional revenue on these needs. Mr. Whalen and Mr. Briney discussed the recent engineering report on the Oakmont Carnegie Library's HVAC system, and subsequent action to be taken on the repairs. Mr. Whalen asked Council Members to review the spreadsheet.

Engineering & Public Works Committee

Resolution No. R33-2015, Winter Maintenance Agreement – Mr. Favo offered Resolution No. R30-2015, and moved for its adoption, a Resolution authorizing and directing the proper Borough officials to sign the Pennsylvania Department of Transportation Municipal Winter Traffic Services Agreement for the Winter Seasons of 2015 through 2020.

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

President Ride declared the Resolution adopted. Recorded in Ordinance Book Volume 33, Page 4, as **Resolution No. R33-2015**.

2015 Handicap Ramp Replacement Project – Mr. Favo offered a motion to accept the bid of Joe Palmieri Construction, lowest responsible bidder, for the 2015 Handicap Ramp Replacement Project at a cost not to exceed \$13,640.00.

Ms. Jensen noted that the Borough and COG had yet to hear back officials at Allegheny County about adding five additional handicap ramps to the project.

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

Memo of July 15, 2015 – Mr. Favo asked Mayor Fescemyer and Chief DiSanti several questions raised in a memo he sent on July 15th. Chief DiSanti replied that the investigations into the broken gate at Riverside Park, vandalism of police vehicles and break-ins on California Avenue were on-going. Mayor Fescemyer noted he had supplied a memo to all police officer regarding use of the Officer-in-Charge phone to address Mr. Favo's point on that matter. Regarding a broken security system camera, Chief DiSanti stated that the camera could not be repaired and needed to be replaced.

Planning and Land Use Committee

Edgewater Revised Subdivision Plan – Mr. Briney offered a motion to accept the recommendation of the Oakmont Planning Commission to approve the Revised Subdivision Plan of Edgewater Properties, LP for Lots #2 thru #4 of the Edgewater (Kacin) Plan.

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

Marino/Trentadue Subdivision Plan – Mr. Briney offered a motion to accept the recommendation of the Oakmont Planning Commission to approve the Marino/Trentadue Subdivision Plan for 514 and 518 Ninth Street.

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

Oakmont Borough Council
Minutes of the Regular Meeting

218 (Final)
August 10, 2015

Culture, Library, & Recreation Committee

Mrs. Facaros had nothing to report that evening.

Personnel, Boulevard Project & Shade Tree Committee

Non-Uniformed Employees' CBA – Mrs. Friday offered a motion to approve the Borough's Non-Uniformed Employees' Collective Bargaining Agreement for the period beginning July 1, 2015 thru June 30, 2020.

President Ride stated that an agreement had been reached prior to the expiration of the existing CBA, but a 60-day extension was agreed upon to prepare the paperwork.

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

Hulton Bridge Gateway Project – Mrs. Friday offered a motion to authorize the Borough Manager to solicit bids for the Hulton Bridge Gateway – Stage 2, Phase 1 Landscaping Project.

Mrs. Friday remarked that this stage of the landscaping improvements would include Hulton Road from Third Street to Allegheny Avenue.

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

Public Safety Committee

Brian Stuart Resignation – In Ms. Colianni's absence, Mr. Whalen offered a motion to accept the resignation of Brian Stuart as Oakmont Emergency Management Coordinator.

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

COMMENTS FROM THE PUBLIC

Tim Favo – Mr. Favo relayed a "thank you" to Borough Council from a resident of the 200 block of Fifth Street for the recent paving of the road in that area. Mr. Favo reported he had done a quick calculation on limiting part-time police officers to under 30 hours a week, and felt that this was a workable scenario.

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

Evening with Oakmont Police – President Ride noted that Chief DiSanti had previously requested Ms. Jensen post the flyer for "An Evening with Oakmont Police" on the Borough's website. President Ride stated her only concern is that the event could be construed as a political function in advance of the local elections in November. Chief DiSanti explained the purpose of the event, and the various presentations and surveys that would be incorporated into it. There was some minor discussion among Council Members about the cost of refreshments at the event, the administration of a survey at the event or through an online platform and the location of the event. Mrs. Facaros noted that the event possibly conflicted with a nighttime soccer game at Riverside Park. Chief DiSanti will check to see if there is a conflict with a previously scheduled event in the Borough.

ADJOURNMENT TO EXECUTIVE SESSION

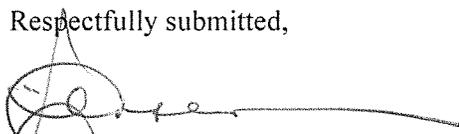
There being no further business to conduct that evening, Mr. Whalen offered a motion to adjourn to Executive Session. Ms. Briney seconded the motion, which passed 6 to 0.

The meeting was adjourned at 8:57 PM.

Oakmont Borough Council
Minutes of the Regular Meeting

219 (Final)
August 10, 2015

Respectfully submitted,



Lisa Cooper Jensen
Borough Manager

Transcribed by:
Ryan Jeroski