

CALL TO ORDER

The Regular Meeting of Oakmont Borough Council was called to order at 7:00 PM by President Briney 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 Benusa, Coulter, Favo, Friday, Whalen and President Briney; Mayor Fescemyer; Solicitor Turnbull; and Borough Manager Jensen

Excused: Council Member Facaros

Visitors: Walter Bowman, Kyle Chizeck, Sal Colella, Carrie Del Rosso, Donna DeTurck, Phillip Fraley, Ed Grystar, David Ivanek, Harry Lenhart, Justin Lokay, Joe McAndrew, Jane Miller, Melanie Mullin, Melony Mostel, Leah Powers, Nancy Ride, Eleanor Schenker, Brett Shear, Bertha Shearer, Kate Tunney, David Welsh, Chris Whaley, Joseph Young and Wanda Young

REGISTERED SPEAKERS

Oakmont Bakery Final Subdivison/Lot Consolidation Plan – David Ivanek of Bankson Engineers, Inc addressed Council to see if there were any questions about the upcoming motion on the Agenda. Mr. Whalen did ask about the need for additional traffic studies to which Mr. Ivanek explained that there was a study done that PennDOT approved.

Mr. Favo asked about a possible timeline on development. Mr. Ivanek was not sure but suggested spring of 2018.

Oil & Gas Amendment – Ed Grystar and Jane Miller of Citizens to Protect Oakmont provided recommendations and edits on the draft Amendment. The edited draft was provided to Council and the Borough Solicitor for review.

Solicitor Turnbull said she would review and amend the document accordingly to their concerns along with Council recommendations.

Lot Line Revisions – Kate Tunney with Rothschild Doyno Collaborative clarified a motion on the Agenda concerning a Lot Line Revision for The River's Edge development. She discussed an interested buyer that wanted a larger lot which would change the current motion and recommendation from Oakmont Planning Commission. Ms. Tunney suggested motions with two different scenarios in case the purchase fell through.

Council was uncomfortable with that suggestion and wanted to continue with the original motion with Ms. Tunney proceeding with any changes through the proper

steps with Oakmont Planning Commission. Ms. Tunney will be on the December Planning Commission Agenda.

COMMENTS FROM THE PUBLIC

Edgewater Open Spaces – David Welsh and Brett Shear of the Edgewater Homeowner’s Association were concerned about the turnover of their green open spaces. The HOA was prepared to maintain the green spaces in the Edgewater development for the public. President Briney stated that it was under the developer’s agreement. Mssrs. Welsh and Shear stated they will read over that agreement as well as the Borough Solicitor, to confirm the maintenance of the open spaces.

Brenntag – Bertha Shearer asked Council about the Brenntag development. She requested a list of chemicals on the Brenntag property. She also commended Mayor Fescemyer for his years of service to the Borough.

Brenntag – Melony Mostel wanted to be contacted about the Brenntag development. Ms. Jensen said it was still with the Planning Commission concerning the definition of use. Mayor Fescemyer said the Chief of Police will check with the Oakmont Fire Department about the list of chemicals.

Mayor Fescemyer’s Service – Melonie Mullin thanked the Mayor for his service to the Borough.

APPROVAL OF MINUTES

November 18, 2017 Minutes –Mr. Whalen offered a motion to approve the Minutes of the Special Meeting of November 18, 2017.

Mr. Benusa seconded the motion.

The motion passed 6 to 0.

November 20, 2017 Minutes –Mr. Whalen offered a motion to approve the Minutes of the Regular Meeting of November 20, 2017.

Mr. Benusa seconded the motion.

The motion passed 6 to 0.

CORRESPONDENCE

Ms. Jensen read a letter, dated November 6, 2017, from Oakmont Planning Commission regarding the Subdivision of Land Application, McDonough Plan of Lots on Twelfth Street.

Ms. Jensen read a letter, dated November 29, 2017, from Oakmont Planning Commission regarding Revision No. 8 of the Grand Allee Lot Line Revisions, the River’s Edge of Oakmont.

Ms. Jensen read a letter, dated December 4, 2017, from Oakmont Planning Commission regarding the Final Subdivision/Lot Consolidation Plan of Sweet Properties, LLC, Oakmont Bakery.

Ms. Jensen read an email, dated November 28, 2017 from Joanne Anderson, chair of the Oakmont Boulevard Project regarding the Arboretum Trail Maintenance Contract.

COUNCIL PRESIDENT'S REMARKS

Collective Bargaining Agreement – President Briney explained to the public about a tentative agreement in the Police Collective Bargaining Agreement and the need for Council to discuss this with Council in Executive Session. He then recessed Council to Executive Session at 8:02 PM.

Council reconvened at 8:16 PM.

Mr. Favo offered a motion to adopt the tentative agreement, as presented, to be worked out on a legal basis between both solicitors.

Mr. Coulter seconded the motion.

The motion passed 6 to 0.

President Briney commended Mr. Favo on his effort during the negotiations.

Comprehensive Plan - President Briney prepared an outline report on the accomplishments and future priorities of the Comprehensive Plan to be distributed to Council.

SOLICITOR'S REPORT

Gas & Oil Ordinance Review – Solicitor Turnbull told Council that the Planning Commission was receiving direction from the Planning Commission solicitor on this Ordinance.

Solicitor Turnbull thanked the Mayor and departing Councilmembers for their service.

MAYOR'S REPORT

The Mayor had no comments on the Police Report.

Mayor Fescemyer said the Police Officers were happy with the tentative Collective Bargaining Agreement.

BOROUGH MANAGER'S REPORT

Borough of Oakmont Tax Collector – Manager Jensen updated Council that there were three write-in votes for the same person for Tax Collector, but the individual had declined the position.

Solicitor Turnbull stated that for 2018, there will be new requirements that a person needed to be appointed and attend classes towards certification, it cannot be a company. Council decided to continue discussion with the new Councilmembers and Solicitor in January.

Borough Engineering Services – Manager Jensen discussed the three proposals submitted for Borough Engineer from Senate, Bankson, and Hampton. Council decided that the decision should be made by the new Council in 2018.

Garbage and Sewage Billing Services – Manager Jensen discussed the two proposals submitted for garbage and sewage billing from PaMS and Keystone. Council concluded that the decision should be made by the new Council in 2018.

Solicitor Services – Manager Jensen discussed the reappointment request by the Borough and Planning Solicitors. Council concluded that the decision should be made by the new Council in 2018.

Oakmont Water Authority Water Line Replacement – Manager Jensen reported that the Oakmont Water Authority(OWA) would complete the sidewalks along California Avenue in the spring. Mr. Benusa asked Ms. Jensen if she would relay a request to the OWA to inform the residents by letter.

2018 Budget – Council made final decisions on the 2018 Budget. Mr. Favo wanted \$100,000 in the Capital Reserve Fund for park development and infrastructure projects including the Kayak park development, leaf pile park designation, and Dark Hollow Trail maintenance.

Mr. Benusa also requested \$20,000 be added to Line Item #446.310 in the General Fund for additional work under the Stormwater Study for a total of \$30,000.

Mr. Whalen suggested the addition of \$12,500 under the line item #407 Technology in the General Fund for an IT security audit. Council agreed to this addition.

Mr. Benusa asked for \$35,000 from the General Fund to be moved to the Capital (Parks) Fund under line item #454.732 for the Creekside parking area for paving and Creekside bank repairs.

Mr. Favo inquired into the 2018 Library Fund budget and the 9.7% allotted on Library materials. He was concerned about not meeting the State's 12% target. He wanted confirmation from the Library Board that this would not affect State aid. Mr. Coulter asked if the Library could raise the amount to 12%, equaling \$13,500, in the 2018 budget, Ms. Jensen said it would have to come from the Fund Balance.

Upon assurances of Library memo that this would not affect RAD funding, all parties agreed to keep the percentage at 9.7%.

President Briney asked Council about proposed long-range funding. He suggested \$50,000 for each of the following projects: stormwater management, new OVFD ladder truck, Allegheny River Boulevard brick restoration, and any replacement of Borough vehicles.

Council decided on the transfer of a total \$50,000 to cover capital planning items for 2018.

Salt Contract 2016-2017 – Manager Jensen stated that the remaining 383 tons had been able to fit under the salt shed.

COUNCIL LIAISON REPORTS

Finance & Technology

October Warrants – Mr. Whalen offered a motion to approve the Warrant List for November 2017, dated November 30, 2017, including expenditures totaling **\$466,8873.45** for all funds:

Fund	Amount
General Fund	\$140,672.81
Boulevard Project Fund	\$10,070.16
Kerr Museum Fund	\$10,600.57
Library Fund	\$115,003.40
Liquid Fuels Fund	-0-
Sewer Fund	\$183,169.99
Capital Fund (Parks)	\$1,419.70
Capital Fund (Roads)	\$5,950.82
Capital Reserve Fund	-0-

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

Ordinance No. 028-2017 – Mr. Whalen offered Ordinance No. 028-2017, and moved for its adoption, an ordinance adopting the 2018 Budget and assessing taxes.

Mrs. Friday seconded the motion. Manager Jensen stated that there was no millage increase.

The motion passed 6 to 0.

President Briney declared the Ordinance adopted. Recorded in Ordinance Book Volume 33, Page 77, as **Ordinance No. 028-2017**.

Resolution No. R29-2017 – Mr. Whalen offered Resolution No. R29-2017, and moved for its adoption, a resolution reappointing Pennsylvania Municipal Services as Tax Collector for a two-year period.

Mr. Coulter seconded the motion. Solicitor Turnbull recommended this matter be tabled as it applies to real estate. President Briney directed this matter be tabled.

Resolution No. 30-2017 – Mr. Whalen offered Resolution No. R30-2017, and moved for its adoption, a resolution prohibiting the location of a Category 4 licensed casino facility within the Borough of Oakmont.

Mr. Coulter seconded, which passed 6 to 0.

President Briney declared the Resolution adopted. Recorded in Ordinance Book Volume 33, Page 79, as **Resolution No. R30-2017**.

Mr. Whalen stated his appreciation on his time serving on Council.

Environment

Resolution No. 31-2017 – Mr. Benusa offered Resolution No. R31-2017, and moved for its adoption, a resolution considering an amendment to the Borough's *Zoning Ordinance*, which would permit gas and oil well use in certain areas of the Borough as Conditional Uses.

Mr. Whalen seconded the motion. Mrs. Friday asked if residents' comments will still be a factor in the final draft. Mr. Benusa explained that the amendment still needed input from Council, Planning Commission and the public.

The motion passed 6 to 0.

President Briney declared the Resolution adopted. Recorded in Ordinance Book Volume 33, Page 80, as **Resolution No. R31-2017**.

Mr. Benusa offered his compliments to the outgoing Councilmembers and Mayor Fescemyer for their service.

Public Safety

Mr. Coulter voiced his appreciation of the outgoing Councilmembers and the Mayor.

Education/Recreation

Mrs. Facaros was excused for the evening.

Public Works

McDonough Plan of Lots - Mr. Favo wanted to discuss this with Council about the comments from the Borough Engineer and Allegheny County Planning concerning the lots are sharing R-1 and R-2. Mr. Benusa was also concerned about any stormwater development on the lots.

Council returned the application back to Oakmont Planning Commission for further action from the Borough Engineer and Allegheny County Planning comments.

Revision No. 8a, the River's Edge of Oakmont - Mr. Favo offered a motion to accept the recommendation of the Oakmont Planning commission to accept Revision No. 8a of the Grand Allee Lot Line revision, dated October 12, 2017, pending receipt of Allegheny County Planning Division comments.

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

Revision No. 8b, the River's Edge of Oakmont - The motion to accept Revision No. 8b of the Gran Allee Lot Line revision, dated October 12, 2017, pending receipt of Allegheny County Planning Division comments was not addressed. Council directed Revision No. 8b to be seen in front of the Oakmont Planning Commission.

Final Subdivision/Lot Consolidation Plan, Sweet Properties Oakmont, LLC - Mr. Favo offered a motion to approve the recommendation of the Oakmont Planning Commission to accept the Final Subdivision/Lot Consolidation Plan of 306 Hulton Road, dated August 23, 2017, located at 828 Third Street and owned by Sweet Properties Oakmont, LLC.

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

Mr. Favo thanked the departing Councilmembers and the Mayor on their time invested in the Oakmont community.

Administration/Culture

2018-2022 Oakmont Boulevard Project Maintenance Contract - Mrs. Friday offered a motion to award the Oakmont Boulevard Project Maintenance contract to Brightview, lowest bidder, at a cost of \$105,433.00 total for 2018-2022.

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

2017-2018 Shade Tree Contract- Mrs. Friday offered a motion to award the 2017-2018 Shade Tree contract for tree pruning to Beaver Jack Tree Service, lowest bidder, at a cost of \$13,920.

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

Mrs. Friday offered a motion to award the 2017-2018 Shade Tree contract for tree pruning in the Third Street parking lot at Riverside Park to BJ Tree Service, Inc., lowest bidder, at a cost of \$657.

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

Mrs. Friday offered a motion to award the 2017-2018 Shade Tree contract for tree pruning the remaining 45 trees specified to Horhut Tree Experts, lowest bidder, at a cost of \$15,625.

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

Mrs. Friday offered a motion to award the 2017-2018 Shade Tree contract for 13 tree and stump removals to Horhut Tree Experts, lowest bidder, at a cost of \$10,000.

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

Mrs. Friday voiced her appreciation towards the departing Councilmembers and Mayor.

MISCELLANEOUS ITEMS

Mayor Fescemyer made a statement on his appreciation in serving the Borough and thanked Council for their sentiments.

President Briney said he took pride in Oakmont Council and knows it takes a lot of work and commitment. He looked forward to the future in Oakmont.

COMMENTS FROM THE PUBLIC

Appreciation of Service –Donna DeTurck thanked Mayor Fescemyer, President Briney and Mr. Whalen for their service to the Borough of Oakmont.

Code Enforcement Official –Joe Young asked Council when the contract for the current Code Enforcement Officer ended. Mr. Favo responded that it was an open-ended contract.

ADJOURNMENT

There being no further business to conduct that evening, Mr. Whalen offered a motion to adjourn.

Mr. Benusa seconded the motion, which passed 7 to 0.

The meeting was adjourned to Executive Session at 8:15 PM.

Respectfully submitted,

Carol Moore
Assistant Borough Manager/Secretary