

January 4, 2010

OATH OF OFFICE ADMINISTERED TO MAYOR

Senior Magisterial District Justice Richard H. Zoller administered the Oath of Office to Robert Fescemyer as Elected Mayor of the Borough of Oakmont.

CALL TO ORDER

The Reorganization Meeting of Oakmont Borough Council was then called to order at 7:05 PM by Mayor Robert Fescemyer in the 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.

QUALIFICATION OF ELECTED OFFICIALS

Senior Magisterial District Justice Zoller called for the Certificates of Election from all those elected to office in November 2009. Certificates of Election which were handed over, and which appeared to be in order upon inspection by the Borough Solicitor, were presented by: John Donovan, Timothy Milberger, Laurie Saxon, Ronald E. Scott and Mary C. "Kitty" Vagley.

Those newly elected to Oakmont Borough Council were then asked to come forward and be sworn in. District Justice Zoller administered the Oath of Office to Messrs. Donovan, Milberger and Scott, and Mss. Saxon and Vagley.

Solicitor Shoop noted that Mr. Donovan's term of office was only for two years.

ROLL CALL

Assistant Borough Secretary Lisa Cooper Jensen called the roll.

Present: Council Members Donovan, Favo, Milberger, Ride, Saxon, Scott and Vagley; Solicitor Shoop; Mayor Fescemyer; Borough Manager Jamison and Assistant Borough Secretary Jensen

Visitors: Kaaren Amodeo, Walt Brotherton (7:25 PM), Adeline Brown, Janet Donovan, John Donovan, Joseph Donovan, Matthew Donovan, Frederick R. Favo, Paul Jenkins, Daniel Milberger, Jacob Milberger, Kathy Milberger, Colette Saxon, Edward Saxon, Fran Saxon, George Saxon, Evan Scott, Ryan Scott, Wendy Scott and Rich Williams

ELECTION OF OFFICERS

Mayor Fescemyer announced that the floor was now open to accept nominations for the election of Oakmont Borough Council officers.

Mr. Milberger nominated Timothy J. Favo for the office of Council President. Mr. Donovan seconded the motion.

There being no other nominations for Council President, the nominations were closed. Solicitor Shoop declared Timothy J. Favo President of Oakmont Borough Council by acclamation.

Next, Mayor Fescemyer announced that the floor was open to accept nominations for the office of Vice President of Oakmont Borough Council.

Mr. Scott nominated Nancy L. Ride for the office of Vice President. Ms. Vagley seconded the motion.

There being no other nominations for Council Vice President, the nominations were closed. Solicitor Shoop declared Nancy L. Ride Vice President of Oakmont Borough Council by acclamation.

Seating Arrangements – President Favo asked Mayor Fescemyer if he wished to return to the seat traditionally designated for the Mayor, rather than the seat at the end of the table where he had been sitting. Mayor Fescemyer said he preferred to stay at the end of the table so that he could confer with his Chief who was seated behind him.

INSTALLATION OF COUNCIL PRESIDENT

Standing Committee Appointments – President Favo announced the following appointments to Borough Council Standing Committees:

<i>Standing Committee</i>	<i>Appointee</i>
Finance	Vice President Ride
Public Safety	Mr. Scott
Planning & Economic Development	Ms. Vagley
Public Works	Mr. Milberger
Legal, Zoning & Land Use	Mr. Donovan
Communication & Code	Ms. Saxon

President Favo said the Standing Committees were merely structures imposed to help Council function in a more orderly fashion. He stressed that no one was “in charge” of any particular area based on their appointment, and that it was the primarily the job of the Borough Manager to oversee these areas and make sure they functioned smoothly.

REORGANIZATION RESOLUTIONS & MOTIONS

Resolution No. R1-2010, Extending By-Laws – Mr. Milberger offered Resolution No. R1-2010, and moved for its adoption, a resolution readopting and extending the by-laws and approval and adoption thereof.

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

President Favo declared the resolution adopted. Recorded in Ordinance Book Volume 30, Page 95, as **Resolution No. R1-2010**.

Resolution No. R2-2010, Execute Checks – Ms. Saxon offered Resolution No. R2-2010, and moved for its adoption, a resolution authorizing the proper officers to execute checks, vouchers, drafts or warrants.

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

President Favo declared the resolution adopted. Recorded in Ordinance Book Volume 30, Page 96, as **Resolution No. R2-2010**.

Resolution No. R3-2010, Approval of Warrants - Ms. Ride offered Resolution No. R3-2010, and moved for its adoption, a resolution authorizing the approval of warrants prior to or between Regular Meetings.

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

President Favo declared the resolution adopted. Recorded in Ordinance Book Volume 30, Page 97, as **Resolution No. R3-2010**.

Resolution No. R4-2010, Newspapers - Mr. Scott offered Resolution No. R4-2010, and moved for its adoption, a resolution designating *The Pittsburgh Tribune-Review*, the *Pittsburgh Post-Gazette* and *The Valley News Dispatch* as the official organs for publication of all required notices for the Borough of Oakmont.

Ms. Saxon seconded the motion, which passed 7 to 0.

President Favo declared the resolution adopted. Recorded in Ordinance Book Volume 30, Page 98, as **Resolution No. R4-2010**.

Resolution No. R5-2010, Depositories – Ms. Vagley offered Resolution No. R5-2010, and moved for its adoption, a resolution appointing PNC Bank, N.A. and Citizens Bank of Pennsylvania as the depositories for the funds of the Borough of Oakmont, and continuing thereafter until their successor or successors are duly appointed and qualified, and making other provisions relative thereto.

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

President Favo declared the resolution adopted. Recorded in Ordinance Book Volume 30, Page 99, as **Resolution No. R5-2010**.

Resolution No. R6-2010, Engineer - Mr. Donovan offered Resolution No. R6-2010, and moved for its adoption, a resolution appointing The Senate Engineers, Inc. as Borough Engineers, and fixing the term of office and compensation under the rates as set forth in their letter of November 16, 2009.

Ms. Ride seconded the motion, which passed 7 to 0.

President Favo declared the resolution adopted. Recorded in Ordinance Book Volume 30, Page 100, as **Resolution No. R6-2010**.

Resolution No. R7-2010, Treasurer – Mr. Milberger offered Resolution No. R7-2010, and moved for its adoption, a resolution reappointing Frederick R. Favo as Borough Treasurer, for a term commencing the first Monday of January 2010, and continuing thereafter until a successor or successors

are duly appointed and qualified, and making other provisions relative thereto.

Ms. Saxon seconded the motion, which passed 7 to 0.

President Favo declared the resolution adopted. Recorded in Ordinance Book Volume 30, Page 101, as **Resolution No. R7-2010**.

Resolution No. R8-2010, Solicitor – Ms. Saxon offered Resolution No. R8-2010, and moved for its adoption, a resolution reappointing Robert H. Shoop, Jr. as Borough Solicitor, for a term commencing the first Monday of January 2010, and continuing thereafter until a successor or successors are duly appointed and qualified, and making other provisions relative thereto.

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

President Favo declared the resolution adopted. Recorded in Ordinance Book Volume 30, Page 102, as **Resolution No. R8-2010**.

Confirm Existing Officers – Ms. Vagley offered a motion to confirm the appointment of all existing Borough officers and employees.

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

Re-Open 2010 Budget – Ms. Saxon offered a motion to re-open the 2010 Borough Budget.

Mr. Scott seconded the motion.

Mr. Donovan asked why the 2010 Budget needed to be re-opened. President Favo said for purposes of further discussion and review. Specifically, he wanted to look at the Budget with an eye to possibly re-allocating more funds to infrastructure. The re-opened Budget will have to be voted on by February 15, 2010, or it will revert back to the Budget as it currently exists.

The motion passed 7 to 0.

2010 Council Meeting Schedule – President Favo noted that two holidays in 2010 fell on the first Monday of the month, which is the designated day for Council Work Sessions – the July 4th holiday (which falls on Monday, July 5) and the September 6 Labor Day holiday. He asked Council members if they would prefer to meet on Tuesday of the same week when this occurs, or to move both the Work Session and Regular Meeting back a full week to the second and third Mondays of the month.

All agreed to move the Work Sessions to the first Tuesday of the months in July and September.

EMERGENCY MANAGEMENT TEAM APPOINTMENTS

T. Creighan to Head Team – Ms. Saxon offered a motion to appoint Theresa Creighan as head of the Emergency Management Team of the Borough of Oakmont.

Ms. Vagley seconded the motion, which passed 7 to 0.

L. Bidula, MD to Team – Ms. Vagley offered a motion to appoint Leo Bidula, MD, a member of the Emergency Management Team of the Borough of Oakmont.

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

B. Stuart to Team – Mr. Milberger offered a motion to appoint Brian Stuart a member of the Emergency Management Team of the Borough of Oakmont.

Ms. Saxon seconded the motion, which passed 7 to 0.

COMMENTS FROM THE PUBLIC

AVN-COG - Former Borough Council Member Rich Williams thanked all the new Council members for running and congratulated them on an “overwhelming victory.” He reminded them that he had useful materials on the Allegheny Valley North Council of Governments (ANV-COG) for whoever was appointed to represent the Borough on the COG.

Leaf Collection Site – Walt Brotherton, who lives in Oakmont Commons and borders the area where the Borough dumps its collected leaves in the fall, requested once again that the Borough find another site to dump its leaves. He said his asthmatic wife has been ill since the Borough began dumping the leaves there this fall.

President Favo said finding another site would be one of Council’s priorities, but that it was difficult in a land-locked town with a lot of trees.

MISCELLANEOUS ITEMS

2010 Budget Changes – Referring to the Borough’s 2010 Budget, Borough Manager Bruce Jamison said the previous Council had shifted the emphasis away from infrastructure projects to savings at the last minute before passage.

He went on to explain how the Liquid Fuels money could impact the Budget and facilitate the completion of much-needed street paving.

Civil Service Appointment Issues – Solicitor Shoop congratulated the new Council for their overwhelming victory in November and thanked them for their continued support of him. He said that he was ready to address the appointment issues with regard to the Civil Service Commission at the President’s discretion.

Meeting Agendas – Mr. Milberger asked when Council could routinely expect to receive their meeting agendas. Mr. Jamison explained that draft agendas are sent out each Friday with Council packets. In the future, he said, Council packets will be sent electronically rather than having the Police Department deliver them by hand every Friday.

Folino Dispute – With regard to the dispute over the \$10,000.00 remaining balance owing to A. Folino Construction for the 2009 Paving Projects, President Favo asked Council to allow Mr. Jamison and himself to meet with Mr. Folino in hopes of negotiating an equitable resolution.

Council agreed to this request.

Council “Homework” – President Favo asked Mr. Milberger to hold a “brainstorming session” with other members of Council concerning the particular assignments that had been given to each of them with their Standing Committee appointments.

ADJOURNMENT

There being no further business to conduct that evening, Mr. Milberger offered a motion to adjourn the meeting to the Regular Meeting of January 11, 2010 at 7:00 PM in Council Chambers.

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

Oakmont Borough Council
Minutes of the Reorganization Meeting

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The meeting was adjourned at 7:48 PM.

Respectfully submitted,

L. C. Jensen
Assistant Borough Secretary