

**MINUTES OF THE ADJOURNED MEETING NOVEMBER 27, 2017
OF THE MT. LEBANON COMMISSION**

The Commission of Mt. Lebanon Pennsylvania held an Adjourned Meeting at 8:00 P.M., on Monday, November 27, 2017, at the Municipal Building. Commission President David Brumfield called the meeting to order and led in the Pledge of Allegiance to the Flag. Manager Keith McGill called the roll. Present were Commissioners John Bendel, Kelly Fraasch, Steve Silverman, and Dave Brumfield. Commissioner McLean was not present due to a health issue. Also present were Assistant Manager McMeans, Police Chief Lauth, Public Works Director Sukal, Finance Director McCreery, and Library Director Vittek. Also present were Phil Weis of the solicitor's office and Alberto Jarquin of the engineer's office.

COMMISSION/MANAGER'S ANNOUNCEMENTS

Manager McGill summarized the information that was reviewed during the discussion session, including an update on overnight parking and enforcement, review of the Public Works Site Plan, review of block party permits, and viewed a demonstration of the GIS online software.

Manager McGill stated that prior to the meeting, the Commission met in executive session to receive legal advice from the solicitor on several issues, discussed appointments to boards and authorities, reviewed 2018 goals for the manager, as well as communicating with the boards and authorities. He stated that the next regular Commission meeting is scheduled for Tuesday, December 12, 2017, at 8 p.m. The discussion session will also begin at approximately 6:15 p.m. in Room C. He noted that the final budget workshop will be held Wednesday, November 29, at 6 p.m., in Room C.

Mr. Silverman stated that leaf collection is scheduled to end this week. He also spoke about the significance of Lebo Alerts, noting how easy it is to sign up to receive them. He also noted the importance of recycling correctly. He stated that the fire department is running a Keep the Wreath Red program, which advocates for safe practices. The wreath will stay red unless there is a fire.

Ms. Fraasch inquired about extending the leaf program. Mr. McGill stated that extending the program is contingent on the weather, and if the program is extended, the public will be notified.

JUNIOR COMMISSIONER KATHERINE IZZO COMMENTS

Katherine Izzo spoke about a food drive that the high school participated in to benefit SHIM, and the Lunch and Learn program that allows students to learn about STEM-related jobs.

CITIZEN COMMENTS

Bill Hoon of 456 Coolidge Avenue spoke against funding for deer management, stating that he and his group, Friends of the Earth, are feeding deer to prevent them from being killed by hunters. He also spoke about various unsafe driving situations that he witnessed.

Ms. Fraasch asked that people refrain from feeding the deer. She stated that feeding deer is a violation of our ordinance, in addition to being a disservice to the deer. She added that it could also draw other animals to the area.

Manny Bhojwani of 31 Lebanon Hills Drive stated that he hasn't seen any deer in a while. He also stated that a magazine article was written stating that the library is an asset to the community and people move to Mt. Lebanon because of it. He noted that while the library is an asset, Mt. Lebanon's greatest asset is its children. He stated that many library services target certain groups, with the exception of teenagers, which he believed should be provided more services.

Jeremy Snyder of 999 Pine Avenue stated that he has concerns with the proposed gun range that's to be constructed at the golf course. He said that he submitted a Right to Know request for a set of drawings, but he hasn't received them yet. He stated that he and his neighbors don't want the facility in their neighborhood, but if it is constructed, they want to understand the limits and usage of the proposed firing range. They would also like it stated in writing what the intended use is as it stands now and the end use in order to prevent it from becoming a public use.

Mr. Brumfield stated that the federal copyright law prohibits the municipality from making copies of the architect's drawings. However, the drawings are available in the office for review.

Mr. Synder stated that he reached out to Gateway Engineers for a copy of the drawings. Mr. Brumfield stated that the Commission has no objection to Gateway providing a copy of the engineering drawings.

Ms. Fraasch stated that there were restrictions on the deer culling program due to the proximity of the schools, stating that the proposed firing range is very close to a school.

Chief Lauth noted that the deer culling program takes place outdoors, whereas the proposed firing range facility is a sealed building; therefore, everything is contained. Chief Lauth stated that for a usage outside of the police, such as the school rifle team and recreation education program, a waiver would be required from the affected school or school district.

**CONSIDERATION OF THE MINUTES
FROM THE REGULAR MEETING HELD NOVEMBER 14, 2017**

Ms. Fraasch moved and Mr. Silverman seconded to approve the minutes. The vote was called. The motion carried unanimously.

**CONSIDERATION OF ORDINANCE (BILL NO. 12-17)
AMENDING THE SOLID WASTE ORDINANCE**

Mr. Silverman said the proposed ordinance would amend Chapter XIV of the Mt. Lebanon Code, entitled "Solid Waste," to clarify certain provisions regarding residential and commercial uses.

This ordinance was introduced September 25, 2017. A public hearing was held October 23, 2017 and November 14, 2017.

Mr. Silverman moved and Ms. Fraasch seconded to enact Ordinance (Bill No. 12-17). The vote was called. The motion carried unanimously.

**CONSIDERATION OF ORDINANCE (BILL NO. 13-17)
AMENDING THE 2017 BUDGET FOR REVENUE
AND EXPENDITURES NOT ANTICIPATED IN THE 2017 BUDGET**

Mr. Bendel said the following adjustments are proposed:

General Fund

Revenue:

Contributions for Platform Tennis Gas Service	\$	5,000
Reimbursements from contractors for Traffic Details		135,000
Use of Fund Balance		405,680
	\$	545,680

Expenditures:

Mt. Lebanon Park Basketball Court Improvements	\$	55,700
Parks Lighting System		88,000
Recreation Center Light Pole Replacement		147,520
Digital Video Security System		7,000
Concrete Sidewalk Repairs		10,000
Platform Tennis Court Gas Service		20,460
Tree Removal at Golf Course		22,000
Increased Police Traffic Details for State Road Projects		135,000
Transfer to Capital Projects Fund		60,000
	\$	545,680

Capital Projects Fund

Revenue:

Transfer from General Fund	\$	60,000
	\$	60,000

Expenditures:

Increase to Street Reconstruction Program	\$	60,000
	\$	60,000

This ordinance was introduced October 23, 2017, and the public hearing was held November 14, 2017.

Mr. Bendel moved and Mr. Silverman seconded to enact Ordinance (Bill No. 13-17). The vote was called. The motion carried unanimously.

**INTRODUCTION OF ORDINANCE (BILL NO. 16-17)
ESTABLISHING COMPENSATION FOR EMPLOYEES FOR 2018**

Ms. Fraasch said this ordinance establishes the pay rates and levels for employees, including those covered by collective bargaining for 2018. It also sets hours of work and overtime, longevity and fringe benefits.

Ordinance (Bill No. 16-17) was introduced.

**CONSIDERATION OF RESOLUTION NO. R-19-17 PROHIBITING A
CLASS 4 CASINO WITHIN THE BORDERS OF THE MUNICIPALITY**

Mr. Bendel said the State Legislature recently passed a new gambling expansion law legalizing a number of new gambling forms and venues including Category 4 casinos. These casinos are permitted to have 300 to 750 slot machines and up to 50 table games. The legislation gives each municipality the option to prohibit the location of a Category 4 licensed facility within its borders by delivering a resolution to the Pennsylvania Gaming Control Board by December 31, 2017. The Municipality desires to exercise this power to prohibit the placement of Category 4 licensed facilities within the Municipality.

Mr. Bendel moved and Mr. Silverman seconded to adopt Resolution No. R-19-17. The vote was called. The motion carried unanimously.

**CONSIDERATION OF FINAL APPROVAL OF MT. LEBANON
PUBLIC WORKS FACILITY LAND DEVELOPMENT PLAN**

Mr. Silverman said at its meeting on Tuesday, October 24, 2017, the Planning Board voted in favor of a motion to recommend final approval for the Mt. Lebanon Public Works Facility Land Development Plan.

The municipality, as the applicant, has requested a waiver of Section 704.1 of the Subdivision and Land Development Ordinance not to install sidewalks for the development along Cedar Boulevard due to the fact that there are sidewalks on the opposite side of the street and the area of the site adjoining the street is to be used for landscaping and site screening.

The municipality, as the applicant, also has requested a modification to the Mt. Lebanon Code, Chapter XVI, Subdivision and Land Development, Appendix III Required Plant List, to allow for the planting of plants not included in the list that are native to Pennsylvania and tolerant to deer browsing and urban conditions.

All engineering comments related to the application have been satisfied.

The Municipality of Mt. Lebanon owns the property located at 1250 Lindendale Drive where the Public Works facility is currently. The municipality is requesting approval of a land development plan to demolish the existing salt storage structure. The redeveloped site includes a new salt storage building, a renovation and addition to the existing garage, two additional storage buildings, new pavement and sidewalks, underground utility installation, associated grading and landscaping.

Mr. Silverman moved and Ms. Fraasch seconded to:

1. Grant the requested waiver to Chapter XVI of the Mt. Lebanon Code, Subdivision and Land Development, Section 704 Sidewalks. Grant the requested waiver to Section 704.1 requiring that sidewalks be installed along all portions of a property abutting a street as recommended by the Municipal Engineer.
2. Grant the requested modification to Chapter XVI of the Mt. Lebanon Code, Subdivision and Land Development, Appendix III Required Plant List to allow the planting of plants not included on the permitted list that are native to Pennsylvania and tolerant to deer browsing and urban conditions.
3. Grant final approval of the Mt. Lebanon Public Works Facility Land Development Plan.

The vote was called. Mr. Bendel, Mr. Silverman and Mr. Brumfield voted in favor of the motion. Ms. Fraasch voted against the motion. The motion passed three to one.

**CONSIDERATION OF A CONTRACT FOR A WHITE-TAILED
DEER MANAGEMENT UTILIZING SHARPSHOOTING**

Mr. Bendel said the Municipality desires to follow the controlled hunt archery program currently occurring with a sharpshooting program under a PA Game Commission political subdivision permit. This activity would occur from February 1, 2018 to March 31, 2018.

The Municipality received a proposal from White Buffalo, Inc., to provide deer management sharpshooting services. Under the contract up to 100 deer could be removed at a cost of \$77,110.

Mr. Bendel moved and Mr. Silverman seconded to authorize the execution of this agreement with White Buffalo, Inc., for the removal of up to 100 deer at a cost not to exceed \$77,110, subject to the approval of the manager and the solicitor. The vote was called. Mr. Bendel, Mr. Silverman and Mr. Brumfield voted in favor of the motion. Ms. Fraasch voted against the motion. The motion passed three to one.

CONSIDERATION OF COMMENCEMENT OF PENSION BENEFITS

Ms. Fraasch said Mt. Lebanon sponsors three defined pension benefit plans for its employees: General Employees, Police and Firemen. The Commonwealth of Pennsylvania's Department of the Auditor General requires that all benefit commencements for the Police Pension Plan be approved by the Commission.

The employee detailed below has requested benefit commencement commensurate with the terms of his respective pension plan.

Employee Name Title	Pension Plan Department	Benefit Start Date
Richard Staaf	Police	12/1/2017
Police Lieutenant	Police	

Ms. Fraasch moved and Mr. Silverman seconded to approve benefit commencement for Richard Staaf. The vote was called. The motion carried unanimously.

CONSIDERATION OF AN APPOINTMENT TO THE HOSPITAL AUTHORITY

Mr. Silverman said Karl Jarek's term on the Hospital Authority expires December 31, 2017. The Commission thanks him for his service.

Mr. Silverman moved and Ms. Fraasch seconded to appoint Dr. James Rausch of Valleyview Road to a term effective January 1, 2018 and ending December 31, 2022.

**CONSIDERATION OF THE EXPENDITURE
LIST FOR OCTOBER TOTALING \$3,970,323.42**

Mr. Bendel moved and Mr. Silverman seconded to approve the expenditure list for October totaling \$3,970,323.42. The vote was called. The motion carried unanimously.

DEPARTMENTAL REPORTS

Ms. Fraasch asked that the reports be received and filed.

ADJOURNMENT

The meeting adjourned at 8:55 p.m.