

MINUTES OF THE REGULAR MEETING OCTOBER 9, 2018 OF THE MT. LEBANON COMMISSION

The Commission of Mt. Lebanon Pennsylvania held a Regular Meeting at 8:00 P.M., on Tuesday, October 9, 2018, at the Municipal Building. Commission President Steve Silverman called the meeting to order and led in the Pledge of Allegiance to the Flag. Manager McGill called the roll. Present were Commissioners John Bendel, Craig Grella, Steve McLean, and Steve Silverman. Commissioner Kelly Fraasch was not present. Also present were Assistant Manager McMeans, Deputy Police Chief Petras, Fire Chief Soyhda, Public Works Director Sukal, Finance Director McCreery, Recreation Director Donnellan, and Information Officer Morgans. Also present were Phil Weis of the solicitor's office and Mike Albright of the engineer's office.

COMMISSION/MANAGER'S ANNOUNCEMENTS

Manager McGill summarized the information that was reviewed during the discussion session, including review of the fire department strategic plan, the appeal process for parking tickets and the role of the traffic board, as well as reviewed the Capital Improvement Program and 2019 Fee Schedule.

Manager McGill stated that prior to the meeting, the Commission met in executive session to receive legal advice from the solicitor on various legal issues. The next adjourned Commission meeting is scheduled for Monday, October 22, 2018, at 8 p.m. The discussion session will also begin at approximately 6:30 p.m. in Room C.

Mr. McLean stated that 25 real estate agents took part in an informative meeting sponsored by the municipality last week. He also stated that Club Lebo is holding an event on Friday, October 12, from 7-9 p.m., at Mellon Middle School for middle school students, noting that Club Lebo offers age-appropriate music, entertainment, games and snacks in a supervised environment. He noted that the Wednesday Lion's Club Farmers' Market and the Saturday Uptown Farmers' Market will continue through the end of October. He also reminded residents to lock their vehicles, even when parked in their driveway, noting that the police department continues to receive reports of thefts from unlocked vehicles, and in two cases, the cars were stolen.

JUNIOR COMMISSIONER AOIFE RUBY DUNNE COMMENTS

Ms. Dunne said that some seniors have collaborated with Inspire Us, which is an organization to get eligible students registered to vote. She also stated that on October 20, at 7:30 p.m., in the school auditorium, the School Resource Officer will participate in a school community conversation on safety and security.

CITIZEN COMMENTS

Bill Hoon of 456 Coolidge Avenue inquired as to when the deer management program would end. He didn't feel there was a deer issue, and believed Mt. Lebanon was wasting money on this program.

Dave Egler of 121 Poplar Drive spoke about the parking ticket issue, inquiring as to why the parking facilities board was not involved in the process since it involves parking tickets, noting its members would be willing to offer advice on this issue.

**CONSIDERATION OF THE MINUTES FROM THE
ADJOURNED MEETING HELD SEPTEMBER 24, 2018**

Mr. McLean moved and Mr. Bendel seconded to approve the minutes. The vote was called. The motion carried unanimously.

**PUBLIC HEARING ON ORDINANCE (BILL NO. 9-18)
ADOPTING A STORMWATER MANAGEMENT ORDINANCE**

Mr. Grella said with the adoption by Allegheny County of a Stormwater Management Ordinance, Mt. Lebanon is required to update its stormwater management rules. The proposed stormwater ordinance will meet this requirement, and is also intended to satisfy the regulatory requirements as implemented through NPDES permits for MS4s.

This ordinance was introduced September 24, 2018.

Mr. Silverman declared the public hearing opened.

Dave Egler of 121 Poplar Drive spoke about the stormwater fee, stating that fees seem to be taking over in lieu of taxes, noting that the sanitary fee was supposed to be a temporary means to repair the sewer system, and has turned into a permanent fee. He said the same about the stormwater fee, indicating that repairs to the infrastructure are important. He stated that money in the unassigned fund balance should be used for this work.

Mr. McGill explained that this particular ordinance was related to stormwater rules and regulations, not funding.

Because there were no further comments, Mr. Silverman declared the public hearing closed.

PUBLIC HEARING ON THE CAPITAL IMPROVEMENT PROGRAM (CIP)

Mr. Bendel said as required by the Charter, the Capital Improvement Program (CIP) for 2019-2023 was submitted to the Commission on August 1, 2018. A public hearing is required to be held on this program prior to the issuance of the Manager's Recommended Budget.

Mr. Silverman declared the public hearing opened.

Dave Egler of 121 Poplar Drive spoke about 17 delinquent parcels on Pennsylvania Boulevard, asking that the properties be acquired in order to develop a walking park. He said at one time, there was funding allocated for this project, but at the last minute, it was pulled and used for another project. He said that there are no parks in this area, and this would allow residents to enjoy a .3 mile walking trail.

Municipal Planner Ian McMeans stated that the planning board reviewed the CIP at its August 28, 2018 meeting and recommended its approval.

Because there were no further comments, Mr. Silverman declared the public hearing closed.

**INTRODUCTION OF AN ORDINANCE (BILL NO. 7 -18) AMENDING
THE DUTIES OF THE TRAFFIC BOARD
AND REVISING THE PARKING TICKET APPEAL PROCEDURES**

Mr. Bendel said Mt. Lebanon currently provides for appeals of parking tickets. This ordinance adjusts those procedures by establishing a two-step appeal process. The first step is to appeal to the Parking Enforcement Supervisor. A second step allows the appeal of a decision of the Parking Enforcement Supervisor to the Traffic Board. The Traffic Board is also authorized to establish procedures for the hearing of appeals, which procedures may include having the appeals heard and determined by one or more of the members of the Traffic Board.

Ordinance (Bill No. 7-18) was introduced, and the public hearing set for November 13, 2018.

**CONSIDERATION FOR ADOPTION OF THE CONCURRING
RESOLUTION NO R-19-18 FOR A 2019 CDBG
GRANT APPLICATION FOR ADA SIDEWALK RAMP UPGRADES**

Mr. Grella said a pre-application has been submitted to Allegheny County Economic Development (ACED) for the 2019 Community Development Block Grant (CDBG) Project through the South Hills Area Council of Governments (SHACOG). A full application with Concurring Resolution must be submitted by November 7, 2018. The project will include the installation of 12 handicapped curb ramps at various intersections within the Municipality.

The Municipal Engineer has reviewed the document and recommends adoption of the resolution and transmitting it to SHACOG for submission to ACED.

Mr. Grella moved and Mr. McLean seconded to adopt the Concurring Resolution R-19-18 for the 2019 CDBG Grant application for the ADA sidewalk ramp upgrade project. The vote was called. The motion carried unanimously.

CONSIDERATION OF FINAL APPROVAL OF BRIARWOOD PLAN REVISION NO. 3

Mr. Bendel said the property owner of 555 Briarwood Avenue is seeking to acquire property from the adjoining parcel at 559 Briarwood Avenue. The plan would move the internal property line of 555 Briarwood Avenue by three feet, creating an addition of 332 square feet to be acquired and consolidated with the property at 555 Briarwood Avenue. The owner of 559 Briarwood Avenue was granted a variance by the zoning hearing board for two existing Air Conditioning units that will become nonconforming due to an application for subdivision submitted by the adjacent property.

Mr. Bendel moved and Mr. McLean seconded to grant final approval to Briarwood Plan Revision No. 3. The vote was called. Mr. Bendel, Mr. McLean, and Mr. Silverman voted in support of the motion. Mr. Grella voted against the motion. The motion passed three to one.

**CONSIDERATION OF FINAL APPROVAL OF
THE RUTH-BOWER CONSOLIDATION PLAN**

Mr. Bendel said this is a request for final approval of the Ruth-Bower consolidation plan. The owner of 905 Ruth Street recently purchased the property at 850 Bower Hill Road which adjoins his property. The owner is seeking to consolidate the two parcels into one lot and to partially raze the structure at 850 Bower Hill Road to use as a detached garage.

Mr. Bendel moved and Mr. McLean seconded to:

1. Grant the requested waiver Chapter XVI of the Mt Lebanon Code, Subdivision and Land Development, Section 808.3 Double Frontage. Grant the requested waiver to Section 808.3 requiring that double frontage lots should be avoided as recommended by the Municipal Engineer.
2. Grant the requested waiver Chapter XVI of the Mt Lebanon Code, Subdivision and Land Development, Section 808.3 Double Frontage. Grant the requested waiver to Section 808.3 requiring that vehicular access for double frontage lots should be limited to only one (1) street, as recommended by the Municipal Engineer.
3. Grant final approval to the Ruth-Bower Consolidation Plan.

The vote was called. Mr. Bendel, Mr. McLean and Mr. Silverman voted in support of this motion. Mr. Grella voted against the motion. The vote passed three to one.

**CONSIDERATION OF FINAL APPROVAL OF
THE UPTOWN PLACE SUBDIVISION PLAN**

Mr. Grella said this is a request for final approval of the Uptown Place Subdivision Plan. Rolling Lambert Building Company owns the property at 770 Washington Road and has an approved land development plan to construct five townhouse units. The owner is seeking to subdivide the existing lot into five parcels along the party wall lines of the townhouse units.

Mr. Grella moved and Mr. McLean seconded to grant final approval to the Uptown Place Subdivision Plan. The vote was called. The motion carried unanimously.

CONSIDERATION OF COMMENCEMENT OF PENSION BENEFITS

Mr. McLean said Mt. Lebanon sponsors three defined pension benefit plans for their 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 employees detailed below have requested benefit commencement in accordance with the terms of their respective pension plans.

| Employee Name Title | Pension Plan Department | Benefit Start Date |
|-----------------------------------|------------------------------------|-------------------------------|
| Thomas White Police Lieutenant | Police Police | 10/1/2018 |
| Michael Belak Police Corporal | Police Police | 10/1/2018 |

Mr. McLean moved and Mr. Bendel seconded to approve benefit commencement for Thomas White and Michael Belak. The vote was called. The motion carried unanimously.

ADJOURNMENT

The meeting adjourned at 8:45 p.m.