

**MINUTES OF THE ADJOURNED MEETING JUNE 25, 2019
OF THE MT. LEBANON COMMISSION**

The Commission of Mt. Lebanon, Pennsylvania, held an Adjourned Meeting at 8:00 P.M., on Tuesday, June 25, 2019, at the Municipal Building, 710 Washington Road. Commission President Steve McLean 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, Kelly Fraasch, Craig Grella, Steve Silverman and Steve McLean. Also present were Assistant Manager McMeans, Deputy Chiefs of Police Haberman and Petras, Deputy Fire Chief Daniels, Public Works Director Sukal, Finance Director McCreery, and Recreation Director Donnellan. Also present were Phil Weis of the solicitor's office and Dan Deiseroth of the engineer's office.

COMMISSION/MANAGER'S ANNOUNCEMENTS

Manager McGill summarized the information that was reviewed during the discussion session, including discussion of a change order and two contracts for the public works project, presentation of a possible bond issuance, review of capital projects for the bond, reviewed the auditor's 2018 report, discussed the Golf Course swale, as well as discussed the proposed lateral ordinance to determine how the Commission wishes to proceed. The Commission has decided to table any further action on the ordinance until the details of the next consent order are known.

Manager McGill stated that immediately following this meeting, the Commission will meet in executive session to receive legal advice from the solicitor on various legal issues. The next regular meeting is scheduled for Tuesday, July 9, 2019, at 8 p.m. in the Commission Chambers of the Municipal Building. The discussion session will also begin at between 6 – 6:30 p.m. in Room C.

Mr. Grella stated that Thursday, July 4 is the annual community celebration with children's games and activities beginning at noon until 5 p.m. in Mt. Lebanon Park. The Concert in the Park begins at 7:30 p.m. with Nied's Hotel Band, with fireworks beginning at 9:30 p.m. The rain date for the fireworks portion only is Friday, July 5. He stated that the next First Friday is on July 5 at Clearview Common with music from Grievous Angels. He also stated that the Mt. Lebanon Police will present the 24th Annual Classic Car event on Sunday, July 7, from 9 a.m. to 4 p.m. on Washington Road. Good Guys Duo will be playing in Clearview Common. He added that both parking garages will remain open. He also stated that applications for the Junior Commissioner position for next fall and spring semesters are due to the Public Information Office by July 12. Information regarding this can be found on the municipal website.

CITIZENS COMMENTS

Bill Hoon of 456 Coolidge Avenue spoke about a newspaper article that referenced deer management information that was identified at the last commission meeting. He believed that conclusions were drawn with no data to support them.

Vanessa Brizzi of 37 Thornwood Drive spoke in support of the Golf Course swale project. She thanked the municipality for their assistance on this matter.

Diane Sunderlin of 41 Thornwood Drive spoke in support of the Golf Course swale project.

Kimberly Schevtchuk of 519 Lyndhurst Drive spoke against deer management. She also spoke about the deer report, stating she did not agree with the findings.

Walt Henry of 719 N. Meadowcroft Avenue, president of Indoor Tennis, spoke in support of bond issue funds being used to repair the tennis courts. He thanked the Commission for its support on this matter.

**CONSIDERATION OF THE MINUTES FROM
THE REGULAR MEETING HELD JUNE 11, 2019**

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

**INTRODUCTION OF ORDINANCE (BILL NO. 3-19) TO CLARIFY AND
UPDATE A NUMBER OF PROVISIONS IN CHAPTER XVI
(SUBDIVISION AND LAND DEVELOPMENT) OF THE MT. LEBANON CODE**

Mr. Bendel said the proposed ordinance would amend Chapter XVI of the Mt Lebanon Code, entitled "Subdivision and Land Development," (SALDO) to clarify and update a number of provisions. The proposed Ordinance includes amendments to submission deadlines, replacing outdated mediums, conformance with current standards of regulating bodies as well as with the municipal Zoning Ordinance, and clarification of a number of terms. New standards being added to the SALDO include requirements for private stormwater management systems, landscaping and screening requirements, and pervious pavement standards. On February 19, 2019, the Planning Board recommended approval of the Ordinance.

Ordinance (Bill No. 3-19) was introduced, and the public hearing was set for July 23, 2019.

**INTRODUCTION OF ORDINANCE (BILL NO. 4-19) AUTHORIZING
THE INCURRING OF NON-ELECTORAL DEBT FOR VARIOUS
CAPITAL PROJECTS AND REFUNDING PORTIONS OF THE
MUNICIPALITY'S GENERAL OBLIGATION BONDS, SERIES 2012 AND 2014**

Mr. Grella said the municipality desires to issue debt for capital projects listed below, with the principal amount not to exceed \$5,000,000. The projects listed below exceed the principal amount stated, but will be refined by the municipality prior to issuance. In addition, the municipality desires to refund viable portions of General Obligation Bonds, Series 2012 and 2014, that return a savings of greater than 2%.

| <u>Project Category</u> | <u>Fund Repayment</u> | <u>Bond Funding</u> |
|--------------------------------|------------------------------|----------------------------|
| Washington Road Streetscape | General Fund | \$1,608,107 |
| Recreation Facilities | General Fund | 2,045,030 |
| Traffic Intersections | General Fund | 500,780 |
| Park Improvements | General Fund | 1,043,720 |
| Library Facilities | General Fund | 970,060 |
| Other Improvements | General Fund | <u>326,490</u> |
| Total | | \$6,494,187 |

Ordinance (Bill No. 4-19) was introduced, and the public hearing was set for July 9, 2019.

**CONSIDERATION OF RESOLUTION NO. R-12-19
AMENDING THE EMPLOYEES' PENSION PLAN**

Ms. Fraasch said Mt. Lebanon sponsors the Employees' Pension Plan, which was amended and restated January 1, 2008. Section 10.01 of the Plan permits the Municipality to amend the Plan. Resolution R-12-19 will amend Plan sections 4.04, 6.02 and 7.03 to implement a survivor benefit change for vested participants who predecease Normal Retirement Age.

Ms. Fraasch moved and Mr. Grella seconded to adopt Resolution No. R-12-19. The vote was called. The motion carried unanimously.

**CONSIDERATION OF RESOLUTION NO. R-13-19
AMENDING THE FIREMEN'S PENSION PLAN**

Mr. Silverman said Mt. Lebanon sponsors the Firemen's Pension Plan, which was amended and restated January 1, 2008. Section 10.01 of the Plan permits the Municipality to amend the Plan. Resolution R-13-19 will update the language of the Plan to eliminate gender specific terminology and amend Plan sections 4.04, 6.02 and 7.03 to implement a survivor benefit change for vested participants who predecease Normal Retirement Age.

Mr. Silverman moved and Mr. Bendel seconded to adopt Resolution No. R-13-19. The vote was called. The motion carried unanimously.

**CONSIDERATION OF RESOLUTION NO. R-14-19 REGARDING
AN AGREEMENT TO REIMBURSE THE MUNICIPALITY FOR
PROVIDING STREET SWEEPING SERVICES ALONG STATE ROADS**

Mr. Bendel said the Pennsylvania Department of Transportation (PennDOT) has requested that the Municipality prepare and sign a Resolution and enter into a Reimbursement Agreement to sweep streets within the Municipality that are owned by the State. The term of the agreement is three years, from 2019 through 2022. Reimbursement will be based on an hourly rate provided by the State.

Mr. Bendel moved and Mr. Silverman seconded to approve Resolution No. R-14-19 authorizing the Municipal Manager to authorize a three-year agreement with the Pennsylvania Department of Transportation for the reimbursement to sweep streets within the Municipality that are owned by the State. The vote was called. The motion carried unanimously.

**CONSIDERATION OF THE AWARD OF A CONTRACT TO
PROVIDE COMMUNICATIONS CONSULTANT SERVICES**

Ms. Fraasch said the municipality issued a Request for Qualifications and proposals to engage a communications consultant to identify the best practices for the municipality to use in communicating with its residents. This is one of five Commission priorities identified as the result of a Commission retreat held in March of this year.

The municipality received five responses. Adams Sarthou Communications, LLC and CorCom, Inc., presented their proposals to the Commission at the discussion session on May 28, 2019.

Ms. Fraasch moved and Mr. Grella seconded to authorize the Manager and Solicitor to prepare and execute an agreement and any ancillary documents with Adams Sarthou Communications, LLC, in an amount not to exceed \$60,000. The vote was called. The motion carried unanimously.

CONSIDERATION FOR THE AWARD OF THE GOLF COURSE SWALE PROJECT

Mr. Grella said bids were received on May 15, 2019 for the Golf Course Swale Project. The project involves the excavation and installation of a vegetated swale and rip-rap channel with geotextile fabric, installation of storm structures and storm pipe, grading, and site restoration.

The Municipal Engineer has verified the bids as follows:

| Contractor | Bid |
|---------------------------------|--------------|
| W.G. Land Company, LLC | \$123,005.00 |
| Plavchak Construction Co., Inc. | \$163,250.00 |
| NorthRock Construction, Inc. | \$187,271.00 |
| Quigley Development, Inc. | \$220,200.00 |

The Municipal Engineer has reviewed the bids and determined the low bid to be accurate. The Engineer recommends the project be awarded to W.G. Land Company, LLC. The Municipal Engineer, based upon a satisfactory check of references, recommends award of the contract to W.G. Land Company, LLC.

The engineers estimated amount for this project was \$193,740. The project is to be funded through the stormwater fund.

Mr. Grella moved and Mr. Bendel seconded to award the Golf Course Swale Project to W.G. Land Company, LLC in the amount of \$123,005. The vote was called. The motion carried unanimously.

**CONSIDERATION OF THE AWARD OF A
CONTRACT TO ABATE HAZARDOUS MATERIALS**

Mr. Silverman said in connection with the demolition in the existing firing range of the Mt. Lebanon Public Works Facility, it is necessary to remove lead from the bullet trap and asbestos that was discovered on insulated steam and water pipes above the ceiling. Four bids were received for this work, and the lowest qualified bid was for \$43,561 from American Industrial Contracting, Inc.

Mr. Silverman moved and Mr. Bendel seconded to approve the contract with American Industrial Contracting, Inc., for asbestos and lead abatement of the existing firing range and lower level at the Public Works Facility in the amount of \$43,561. The vote was called. The motion carried unanimously.

**CONSIDERATION OF THE AWARD OF A CONTRACT TO ENVIRONMENTALLY
CLEAN THE UPPER FLOOR OF THE PUBLIC WORKS FACILITY**

Mr. Bendel said in connection with the demolition in the existing firing range of the Mt. Lebanon Public Works Facility, it is necessary to remove lead dust from the upper floor of the Public Works Facility. Four bids were received for this work, and the lowest qualified bid was for \$44,900 from Bristol Environmental, Inc.

Mr. Bendel moved and Mr. Silverman seconded to approve a contract with Bristol Environmental, Inc. for environmental cleaning of the upper level of the Public Works Facility in the amount of \$44,900. The vote was called. The motion carried unanimously.

**CONSIDERATION FOR APPROVAL OF CHANGE ORDERS NO.
G05, P03, M01 AND E05 FOR CONSTRUCTION OF A WOMEN'S
ROOM ON THE SECOND FLOOR OF THE PUBLIC WORKS BUILDING**

Mr. Silverman said in order to meet the Allegheny County Health Department plumbing fixture requirements without constructing the renovations to the existing second floor of the Public Works building, an additional women's room is to be constructed on the second floor, in the total amount of \$43,311.52, based upon the recommendations of the Architect.

Mr. Silverman moved and Mr. Bendel seconded to approve Change Order No. G05 for General Construction contract for the Mt. Lebanon DPW – Phase III Public Works and Firing Range project in the amount of \$17,407.49 to Acron Contracting, Inc.; Change Order No. P03 for Plumbing Construction contract in the amount of \$18,407.03 to Wheels Mechanical; Change Order No. M01 for Mechanical Construction contract in the amount of \$4,227 to East West Manufacturing & Supply Company, Inc.; and, Change Order E05 for Electrical Construction contract in the amount of \$3,270 to McCurley Houston Electric, Inc. The vote was called. Mr. Bendel, Ms. Fraasch, Mr. Silverman and Mr. McLean voted in favor of the motion. Mr. Grella voted against the motion. The motion passed four to one.

**CONSIDERATION FOR THE AWARD OF THE ST.
CLAIR HOSPITAL SIGNAL IMPROVEMENTS CONTRACT**

Ms. Fraasch said bids were received on June 11, 2019 for the St. Clair Hospital Signal Improvements contract. The project involves upgrades to the realigned signalized intersection of Bower Hill Road and North Wren Drive / Firwood Drive as part of the St. Clair Hospital Expansion.

The Municipal Engineer has verified the bids as follows:

| Contractor | Base Bid |
|---|-----------------|
| Traffic Control & Engineering Co., Inc. | \$252,760.71 |
| Bronder Technical Services, Inc. | \$255,157.01 |
| Power Contracting Company | \$341,458.75 |

The Municipal Engineer has reviewed the bids and determined the low bid to be accurate. The contractor has completed similar work in other municipalities in a satisfactory manner.

The budgeted amount for this contract is \$284,000. The project is within budget and is to be funded through the Green Light-Go grant program with the required local match funding having been provided by St. Clair Hospital.

Ms. Fraasch moved and Mr. Grella seconded to award the St. Clair Hospital Signal Improvements Contract to Traffic Control & Engineering Co., Inc., in the amount of \$252,760.71. The vote was called. The motion carried unanimously.

**CONSIDERATION OF AN APPOINTMENT TO THE ZONING
HEARING BOARD (ALTERNATE) TO FILL AN UNEXPIRED TERM**

Mr. Grella moved and Ms. Fraasch seconded to appoint Cole Patterson of Standish Boulevard to fill an unexpired term ending March 31, 2021. The vote was called. The motion carried unanimously.

**CONSIDERATION OF THE EXPENDITURE
LIST FOR MAY TOTALING \$5,479,975.12**

Mr. Bendel moved and Mr. Silverman seconded to approve the expenditure list for May totaling \$5,479,975.12. 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 8:38 p.m.