

**Minutes of Regular Meeting**  
**Oakmont Borough Council**

427

**May 14, 2007**

**CALL TO ORDER**

The Regular Meeting of Oakmont Borough Council was called to order at 7:35 PM by President Benusa.

**ROLL CALL**

Present: Ms. Zentgraf, Messrs. Bland, Favo, Federici, Kennedy, Taliaferro and President Benusa, members of Council; Solicitor Shoop; Chief David R. DiSanti, Sr., Roger A. Dunlap, Jr., Borough Manager and Ex-Officio Borough Secretary and Lisa Cooper Jensen, Assistant to the Borough Manager

Excused: Mayor Fescemyer

Visitors: Walt Brotherton, Kim Butler, Dorothy Calfe, Victor Calfe, Bill Charlton, Theresa Creighan, Judy DeRubeis, Ricardo DeRubeis, Bill DeTurck, Donna DeTurck, Fred Favo, Robert Federline, Tony Fitzgerald, Thomas Gebler, Judy Giovanetti, Mary Ann Giovanetti, Bill Helsley, Rob Lent (8:04 PM), Edward Meising, Sr., Karin Meising, Louise Meising, Tom Meising, Melony Mostel, John Portera, Matt Provenza, Tracy Provenza, John Roberts, Joe Sestak, Lynn Sestak, Bertha Shearer, Ted Sokol and James Trangle

**PLEDGE OF ALLEGIANCE**

All those who were present and able stood and recited the Pledge of Allegiance.

**PUBLIC COMMENT ON AGENDA ITEMS**

**Renaming Viaduct/Roger F. Duffy** – Bill Helsley, 673 Third Street, Verona, asked why Oakmont Council had not yet passed the resolution naming the viaduct between Oakmont and Verona the “Roger F. Duffy Viaduct.”

Mr. Favo said Council had not had the opportunity to discuss the issue yet, but would probably do so later that night.

**ARB Street Sweeping/Traffic Plan Letter** – Kim Butler, 4 New London Lane, requested that Council change the street sweeping time on Allegheny River Boulevard to 7:30 AM. She also said the letter from the Borough and the USGA, outlining the traffic plan for the U.S. Open, came in an unmarked envelope, which she almost threw away. She asked Council to put the Borough’s letterhead address on all future communications of this kind.

**Folino Batch Cement Plant** – Ted Sokol, Plum Street, asked what Council was going to do to control the dust and noise that would be created by the Folino proposed cement plant on Dark Hollow Road. President Benusa explained that the proposal was still with the Planning Commission, but that Council had concerns about these same issues, too.

Borough Manager Dunlap said that the Planning Commission was meeting on May 16, 2007 to further discuss the Folino proposal, and he would be happy to share information from this meeting with Mr. Sokol.

**REPORTS AND CORRESPONDENCE**

The Borough Manager said the usual reports and newsletters had been given to Council for their review.

**PUBLIC HEARINGS**

**Conditional Use Application – Thomas & Karin Meising, 701 Second Street**  
– At 7:46 PM the Public Hearing for the Meising Conditional Use Application, for approval of a multifamily apartment structure consisting of approximately 4,725 square feet in an R-3 Residential Zoning District, was convened.

President Benusa turned to gavel over to Solicitor Shoop, who acted as Hearing Officer.

Mr. Shoop asked who represented the Meisings. Attorney Robert L. Federline identified himself as their representative.

Mr. Shoop explained that the court stenographer was unable to make the hearing, but that the entire Regular Meeting, including the Public Hearing, was being recorded. Mr. Shoop told Mr. Federline that he had the option to accept the recording as the record of the Hearing, or they could adjourn the Hearing to a later date. Mr. Federline said they would accept the recording.

Mr. Shoop went on to say that in addition to the recording, there would be the usual written transcript of the Regular Meeting and the Public Hearing. Mr. Federline agreed to accept the written transcript, also, remarking that he felt confident in Ms. Jensen's abilities as a transcriber.

Mr. Shoop explained the purpose of a Conditional Use Hearing and briefly outlined the Meisings' case, saying that this was a Conditional Use Hearing for a three-family dwelling and a garage, and that the apartment structure was currently being used as a two-family dwelling. Mr. Federline stated that the structure was, in fact, being used as a three-family dwelling at present.

**Oakmont Exhibits #1 & #2** - Mr. Shoop then offered the March 23, 2007 letter of the Oakmont Borough Planning Commission, recommending that Council deny the Meisings' Application, as Oakmont Exhibit #1, and the May 14, 2007 Staff Report to Borough Council as Oakmont Exhibit #2.

Mr. Shoop then went on to explain that the Meisings, as the applicants, would be given the opportunity to testify first, followed by cross-examination by Council. Finally, others would be invited to testify, in addition to the Borough Council members, if they so wished. Attorney Federline agreed to these procedures.

**May 14, 2007**

**Applicant Testimony** - Mr. Federline stated that the Meisings' Conditional Use Application was submitted on May 14, 2006, and that under the *Municipal Planning Code*, the failure to meet the time frames specified in the *Code* with regard to Public Hearings for Conditional Use Applications, automatically resulted in "deemed approval" of the Meisings' Application. He said that Council had not met the time frames specified and therefore the Meisings' application should be approved, or "deemed approved," because Council no longer had the jurisdiction to either hear or approve the petition.

Mr. Federline also mentioned that Mr. Meising had never gotten a Notice of the Public Hearing date of May 7, 2007, and only later received notification of the rescheduled Public Hearing for May 14, 2007.

Mr. Dunlap explained that the Hearing date was rescheduled to May 14, 2007 before Mr. Meising would normally have been notified of the May 7 Hearing date.

Mr. Shoop noted that the Meisings' Application appeared to have been received in March of 2007. Mr. Federline said that was incorrect and that Mr. Meising had written a \$500 check for the Hearing on May 22, 2006.

Mr. Federline then called Mr. Meising to the podium and Mr. Shoop swore him in. He stated that he was the owner of the property at 701 Second Street and that he had owned the property since 1995.

**Applicant Exhibits A&B** - Attorney Federline asked that two exhibits be entered as part of the record for the Applicants: the Meisings' Conditional Use Application, dated May 14, 2006, was marked as Exhibit A for the Applicant; a copy of the \$500 Hearing fee check, dated May 22, 2006, and the bank statement showing that said check had cleared on May 26, 2006, were entered as Exhibit B for the Applicant.

Hearing Officer Shoop asked if Mr. Meising had a copy of the back of the check showing the endorsement. Mr. Meising said he did not.

**Cross-Examination** - Mr. Shoop then opened up the Hearing for cross-examination by Council.

Council Member Favo asked Mr. Meising to state his profession. Mr. Meising said he worked with children and "dabbled" in real estate. Mr. Favo asked Mr. Meising if he were familiar with the building codes and if he had checked these codes before beginning construction at 701 Second Street. Mr. Meising answered yes to both questions.

Councilman Federici asked Mr. Meising when the property had become a three-family dwelling. Mr. Meising said the property was turned into three units "two to three years ago," and that the Borough's Building Inspector had said there would be no problem doing this as long as there were no external changes to the structure.

Mr. Favo asked Mr. Meising about the dimensions of the property, and the alley adjacent to it. Mr. Meising said he did not know the exact dimensions. Mr. Favo asked him if he had a survey of the property. Mr. Meising said he did not.

Mr. Favo then asked Mr. Meising if the adjacent alley belonged to him. Mr. Meising stated he did not know.

Mr. Shoop asked Mr. Meising about the hand-written notes on Exhibit A, the Meisings' Conditional Use Application, in particular the notation that says, "PAIDED \$500.00 Hearing 5-25-06." Mr. Meising explained that that notation, and all others on the Application, were recent notations made by him.

**Further Testimony** - Officer Shoop asked the audience if anyone wished to offer testimony. No one responded.

Mr. Shoop stated that the Borough appeared to have a different Application, filed at a different time, and asked Borough Manager Dunlap to explain.

Mr. Dunlap said that March 21, 2007 was the official Application Date of Acceptance for the Meisings' Conditional Use by the Borough Planning Commission. He referred to the "Required Information" section of Page 2 of Exhibit A, the Meisings' Conditional Use Application. He noted that this information is required by ordinance, and that an Application is not considered to be complete, no matter when it was filed or the Hearing fee paid, until all the required information has been received.

Mr. Dunlap went on to say that the Planning Commission heard Mr. Meising's petition on March 21, 2007. He added that the Meisings' Application was, to this day, still incomplete. When the Planning Commission requested more information at the March 21 meeting, Mr. Dunlap said, the Applicant refused to provide it. As a result, the Planning Commission opted to recommend to Borough Council that the Meisings' Application be denied.

Mr. Dunlap then referenced Oakmont Exhibit 2, his May 14, 2007 Staff Report to Council, listing 10 items of required information that had not submitted by Mr. Meising.

Mr. Federline asked Mr. Dunlap if Mr. Meising had ever been told that the Application was incomplete. Mr. Dunlap said that on February 16, 2007, Mr. Meising had been given a letter of the Hearing.

Mr. Dunlap also stated that the March 23, 2007 Planning Commission letter, recommending denial of the Application, was addressed to the Meisings and was accompanied by a copy of the May 14, 2007 Staff Report listing the 10 areas in which the Application was incomplete.

Mr. Federline asked Mr. Dunlap what documents had been submitted to the Planning Commission by Mr. Meising. Mr. Dunlap said that Mr. Meising had submitted the following documents to the Planning Commission: an unsigned letter, dated May 21, 2006, from Mr. Meising to the Zoning Hearing Board; a copy from the Allegheny County website showing the approximate dimensions of the structure; an uncertified plat plan showing the approximate dimensions of the structure with the accessory garage and a gravel drive included; and, a hand-drawn illustration of the interior floor plan of the structure.

**Applicant Exhibit C** - Mr. Federline asked that these documents, submitted with Mr. Meising's Conditional Use Application on May 21, 2006, be entered into the record as Applicant Exhibit C.

Mr. Federline asked Mr. Dunlap when he had started working for the Borough. Mr. Dunlap replied that he started on March 24, 2005. Mr. Federline then asked who had accepted the Meisings' Application, to which Mr. Dunlap replied, "The secretaries probably took it at the window." Mr. Federline asked if documents submitted at the window could have gotten separated from one another before they were filed. Mr. Dunlap stated, "The Borough files do not match your dates."

Ricardo DeRubeis, 2003 Liberty Street, Parkersburg, West Virginia, then approached the podium. He stated that the apartment building in question was built and rented as a three-unit structure in April of 2005. He remarked that someone had to have approved the Building Permit to erect this structure as a three-unit apartment building.

Mr. Favo asked Mr. DeRubeis how he had come to know this information. Mr. DeRubeis stated that his mother was Mr. Meisings' first tenant and that she had rented the apartment in April of 2005, adding that the building also violated fire codes.

Melony Mostel, 43 Morris Street, noted that Mr. Meising had been renting for a year and a half before he had even applied for the Conditional Use.

Joe Sestak, 127 Pennsylvania Avenue, said that Mr. Meising did not observe the rules of the neighbor with regard to the alleyway. Mr. Shoop said that information was not relevant to the proceedings. Lynn Sestak, 127 Pennsylvania Avenue, asked to submit a letter from the neighbors around Mr. Meising's property. Mr. Shoop also deemed this to be improper evidence, based on hearsay.

Walt Brotherton, 291 Commons Drive, asked how many other three-unit apartment buildings were on Second Street. Mr. Shoop also designated this question as irrelevant to the proceedings.

Mr. Meising asked if he could submit a photograph of the property as an Exhibit. He said he had submitted six copies of a Certified Survey with his Application, but that the seal had been cut off when he copied it.

Mr. Favo remarked, "You said you didn't have a survey."

Noting that Mr. Meising had originally built a two-unit structure on a vacant lot, Council Member Taliaferro asked, "When was the third apartment built? You submitted the Condition Use Application a year after the building was built and being occupied. Then Mr. Taliaferro asked, "Did you apply before April 2005?" Mr. Meising said, "No."

Mr. Federline said he objected to the phrasing of Mr. Taliaferro's question. Mr. Shoop attempted to rephrase the question to: "Did you convert to a third apartment over a year before submitting an Application?" Mr. Federline said he

objected to the relevance of this question, to which Mr. Shoop replied, "But the answer is 'Yes'."

**Briefs Requested** – Mr. Shoop said there were three issues he would like to see addressed in the form of briefs:

- 1) What is the relevance of the Conditional Use Application if the third unit was added at least a year before the Conditional Use Application was submitted?
- 2) What status does an incomplete Conditional Use Application have and what status does the incomplete Application have, if the Applicant is not notified that it is incomplete until a later date?
- 3) Can the lack of a Building Permit, if not filed due to ignorance, affect the time lines for required responses?

Mr. Federline said he would be happy to submit briefs on these issues. Mr. Shoop asked to have the briefs submitted by June 1, 2007, to which Mr. Federline agreed.

The Public Hearing closed at 8:54 PM. Mr. Shoop specified that the record not be closed until the briefs had been submitted.

### **MAYOR'S REPORT**

**Reimbursement for Teaching** - Chief DiSanti reviewed the highlights of his April 2007 Police Report for those present. He said a check for \$176 had been received from Verona as compensation for an Oakmont officer's time away from the Borough to teach a class to Verona officers.

**School Resource Officer** - The possibility of providing a School Resource Officer to the Riverview School District was recently discussed with school officials.

**USGA Traffic Plan** - Chief DiSanti said he had received positive comments on the USGA letter to Oakmont residents, outlining the traffic plan for the U.S. Open.

**Civil Service Rules & Regulations Updated** - He went on to say that the Borough's Civil Service Rules and Regulations had recently been updated to comply with recent changes in Civil Service Law, making it easier to hire officers when they have qualified for the Civil Service Eligibility List.

### **Auditor's Report**

Borough Auditor, Rob Lent, Vice President of Maher Duessel, CPA, summarized their findings from the 2006 Audit of Borough records.

Mr. Lent said that the number of audit adjustments had been minimal, and that most were related to the Sewer Fund and the bond for the Treatment Plant Upgrade. He said he had given a copy of these adjustments to the Borough Manager, and that they could be shared with Council members, as desired.

He said there were no significant errors or irregularities, and no evidence of fraud. He was currently waiting for the management discussion analysis from Mr. Dunlap, which Mr. Dunlap is in the process of preparing.

Mr. Lent characterized the \$300,000 surplus in the General Fund as a “very healthy fund balance.” Mr. Bland asked him if it were typical to have so much of a surplus. Mr. Lent said this was higher than the usual 15% to 20% surplus seen in most municipal General Funds.

Mr. Favo asked if the surplus amount included the Sewer Fund bond money. Mr. Lent said the \$300,000 was the General Fund balance *after* settling up with the Sewer Fund bond money.

In addition, Mr. Lent said that 2006 expenditures had come under budget projections by \$200,000 and that a tight rein had been kept on expenses. He commented to Council that these balances now gave them more financial flexibility.

With regard to the Sewer Fund, he confirmed that the \$1.2 million in bond money that had been in the Capital Fund had been transferred by Mr. Dunlap to the Sewer Fund.

Mr. Lent advised Council to prepare for the General Accounting Standards Board (GASB) requirements coming in 2008. In addition to a full appraisal of all Borough property, the Borough will be required to provide an actuarial study to evaluate liabilities.

Mr. Favo noted that there were currently only three Borough pensioners. Mr. Lent recommended having the Borough’s actuarial firm take a look at a study, even with only three pensions. He said that even though the GASB actuarial report was not due until March 2008, he strongly advised the Borough to have the study done as soon as possible, since the investment impact could reduce the Borough’s Minimum Municipal Obligation.

Mr. Lent went on to give highlights of their Management Letter. He said that comments made in the previous years had been addressed internally in 2006. He commented that many, more stringent, audit standards are now coming into play.

In terms of segregation of accounting responsibilities, Mr. Lent conceded that the Borough staff of three made this difficult, but said that some improvements had been made nonetheless. Regarding fixed assets, Mr. Lent said that the Borough was in need of an up-to-date appraisal. He said that, in the Borough’s case, depreciation was not really an important issue but that the Borough could fund its depreciation by putting it into the Capital Budget, if so desired. The Borough is currently without an up-to-date Policies and Procedures Manual also, which is needed.

Mr. Lent concluded by saying that he had seen many improvements in the last year, and that there were still a few procedures that could be improved upon. He said he would not issue a final Audit Report until everyone had had a chance to review the draft and make changes, as necessary.

Mr. Bland asked Mr. Lent if he thought the Borough's current accounting software were sufficient. Mr. Lent said that the QuickBooks software currently being used was not a true accounting system software and did not always ensure a good audit trail. Mr. Bland asked him to provide Mr. Dunlap with the names of a few good municipal accounting software packages.

Borough Treasurer, Fred Favo, then explained problems he saw with the current budget and accounting system. Mr. Favo referred to specific monies and line items which he felt were inappropriately placed, making tracking of monies too difficult.

Other items which Treasurer Favo felt should be changed were:

- \$43,000 in unrestricted funds should be restricted so that it is possible to determine what the funds are comprised of;
- Sanitation costs should be combined with Public Works funds;
- Debt services under Expenses should be separated so that it will be easier to trace by line item;
- Legal and architectural fees in the Library budget should be separated out in the event of litigation;
- Reserve Fund should be seeded as soon as possible since it is distorting the current bank balance;
- Liquid Fuels funds should be changed to Highway Aid throughout;
- Library budget line items need to be changed to reflect the current status of the Library;
- Developers' fees should be tracked;
- No one is overseeing the debit account; and,
- Interest in both the PLGIT and Citizens accounts should be tracked more clearly.

Mr. Lent said that changes could be made as Borough officials saw fit.

Mr. Dunlap said that developers' fees were, in fact, being tracked with a spreadsheet.

Mr. Dunlap also offered to close the debit account, if Council deemed appropriate. Mr. Bland objected, saying that it was too difficult to make needed on-line purchases without a debit account. Treasurer Favo felt that in lieu of eliminating the account, accountability could be improved, perhaps by setting up a three-signature voucher system.

Council member Favo finally told Mr. Lent that they were creating a separate Capital Fund account specifically for contributions to the Police Department.

**COMMITTEE REPORTS**

**Finance, Personnel & Legal**

**Warrants** - Mr. Favo moved to approve Warrant List #04-02-2007, dated May 14, 2007, for payments drawn from the following Borough funds:

<i>Fund</i>	<i>Amount</i>
General Fund	\$215,260.91
Library Fund	\$50,289.88
Sewer Fund	\$76,415.99
Capital Fund	\$16,383.50
Centennial Foundation Fund	\$24,775.27
Highway Aid Fund	\$6,817.40

Mr. Kennedy seconded the motion, which passed unanimously.

Mr. Favo moved to approve Warrant List #05-01-2007, dated May 14, 2007, for payments drawn from the following Borough funds:

<i>Fund</i>	<i>Amount</i>
General Fund	\$84,883.11
Library Fund	\$76,204.77
Sewer Fund	\$208,778.06
Capital Fund	2,369.00
Centennial Foundation Fund	\$1,172.11
Highway Aid Fund	\$6,817.72

Mr. Kennedy seconded the motion, which passed unanimously.

**Resolution No. R1-2007, 2007 Schedule of Fees Amendment** – Council Member Favo offered Resolution No. R7-2007, and moved for its adoption, a resolution amending and revising the Schedule of Fees per Borough Ordinances.

Ms. Zentgraf seconded the motion.

Mr. Favo asked that the Borough Manager's letter, outlining the changes made to the Schedule of Fees, be made an addendum to the resolution.

All those presented voted in the affirmative.

President Benusa declared the resolution adopted. Recorded in Ordinance Book Volume 29, Page 96, as **Resolution No. R1-2007**.

**Resolution No. R8-2007, Civil Service Rules and Regulations** – Mr. Favo offered Resolution No. R8-2007, and moved for its adoption, a resolution adopting the Civil Service Rules and Regulations, as prepared and recommended by the Oakmont Civil Service Commission.

Mr. Taliaferro seconded the motion.

Mr. Favo asked that the letter from Civil Service Commission Chair Kitty Vagley be made an addendum to the resolution.

All those presented voted in the affirmative.

President Benusa declared the resolution adopted. Recorded in Ordinance Book Volume 29, Page 105, as **Resolution No. R8-2007**.

**Create Police Capital Fund** - Mr. Favo offered a motion to create a Police Capital Fund for all outside donations specified as being specifically for police capital expenditures.

Ms. Zentgraf seconded the motion, which passed.

**Police Donations Approval** - Mr. Favo offered a motion that all donations deposited into the Police Capital Fund should first receive the approval and acceptance of Oakmont Borough Council.

Mr. Taliaferro seconded the motion, which passed.

**Norfolk Southern Railroad Donation** – Mr. Favo offered a motion to accept a \$10,000 contribution from the Norfolk Southern Railroad towards the purchase of a motorcycle for the Oakmont Police Department.

Mr. Bland seconded the motion, which passed.

### **Public Safety**

**Resolution No. R9-2007, County Hazard Mitigation Plan** – President Benusa said he wished to table this resolution authorizing the adoption of the Allegheny County Hazard Vulnerability Assessment and Mitigation Plan as an official plan of the Borough of Oakmont, until he has seen a copy of the Plan.

### **Planning, Zoning & Community Development**

**Giovanetti Subdivision Plan** – President Benusa said he wanted to table the motion to approve the Giovanetti Subdivision Plan so that the Borough Solicitor would have more time to review it.

Tony Fitzgerald, of Martone Engineering and engineer for the Giovanetti Subdivision Plan said that the Oakmont Zoning Hearing Board had already granted the Giovanettis the right to subdivide their property.

Mary Ann Giovanetti explained that they had no intentions of building anything new on the vacant lot that would be created by the subdivision.

Mr. Bland offered a motion to accept the Decision of the Oakmont Zoning Hearing Board and approve the Giovanetti Subdivision, a three-lot subdivision consisting of 0.172 acres, located along Lee Street in an R-3 Zoning District.

Ms. Zentgraf seconded the motion.

President Benusa said he wanted it clear that Borough Council had informed the property owners of the “implications in the future.”

On a called vote, the votes were as follows:

President Benusa	Yea	Mr. Kennedy	Yea
Mr. Bland	Yea	Mr. Taliaferro	Yea
Mr. Favo	Nay	Ms. Zentgraf	Yea
Mr. Federici	Yea		

The motion passed by a 6-to-1 vote in favor of accepting the Giovanetti Subdivision.

Mr. Bland announced that the next meeting of the Planning Commission would be held on May 16, 2007 at 7:00 PM.

**Engineering & Public Works**

**Bid Award/ARB Restoration** - Mr. Federici said the motion to recommend that the Allegheny Valley North Council of Governments award the project contract to Pave Ohio of Cleveland, Ohio in the amount of \$186,225.00, and in accordance with the Alternate Schedule outlined in Addendum No. 3, beginning construction on June 25, 2007, would be tabled.

**Culture & Recreation**

**Riverside Park Night Games** – Mr. Kennedy offered a motion to approve the request of Riverview School District to hold night sporting events on September 13 and 14, 2007, as recommended and approved by the Recreation Board, using the same fee structure for police coverage as 2006.

Mr. Taliaferro seconded the motion, which passed.

**Comment on Audit** – Kim Butler, 4 New London Lane, remarked that she was not impressed with the auditor’s report. She said she felt that the Treasurer, Mr. Favo, “asked too many questions for what you’re paying for.” She thought that the auditor had not asked enough questions of Council.

President Benusa noted that the Borough was in the process of coming to some form of agreement between the new and old systems of accounting.

Solicitor Shoop said it was not unusual that the auditor did not ask questions of Council, and that more often, it is Council who asks questions of the auditor.

**WWTP NPDES Part II Permit** – Mr. Federici announced that the Borough’s Part II NPDES Permit had just been approved by the Pennsylvania Department of Environmental Protection (PA-DEP) enabling Phase II of the Treatment Plant upgrade to get underway. He added that Mr. Dunlap and Plant Superintendent Joe Rakowski were meeting with Chester Engineers on May 15 to discuss Phase II.

Mr. Federici also reported that the Water Company was doing road patching on Pennsylvania Avenue at Isabella Street, that was not yet completed.

Mr. Favo added that the contractor will be drawing core samples of the road surface to address concerns he has regarding the base of the road.

Concerning the move to name the viaduct in honor of Roger F. Duffy, Mr. Federici said he had been unaware of the proposal until he read it in the papers. He then contacted Representative Frank Dermody, who sent him a copy of House Bill No. 1169 proposing the action. He passed out a copy of the Bill to members of Council.

Mr. Benusa asked, "Can anyone list what Duffy's done for the community as a legislator?"

Mr. Kennedy said the viaduct was located entirely in Verona, and to let *them* vote on it.

Ms. Zentgraf asked, "What are we being asked to do?" Mr. Federici read a letter from Verona Borough Manager Bonita Conway requesting that Oakmont join Verona in supporting the new name for the viaduct.

Mr. Federici offered a motion to support the naming of the viaduct between Oakmont and Verona the "Roger F. Duffy Viaduct," as per Pennsylvania Legislative House Bill No. 1169.

Ms. Zentgraf seconded the motion.

On a called vote, the votes were as follows:

President Benusa	Abstain	Mr. Kennedy	Yea
Mr. Bland	Yea	Mr. Taliaferro	Yea
Mr. Favo	Yea	Ms. Zentgraf	Yea
Mr. Federici	Yea		

The motion passed by a vote of 6-to-0, with one abstention, in favor of supporting the naming of the viaduct between Oakmont and Verona the "Roger F. Duffy Viaduct."

President Benusa said he had abstained because he felt he did not know enough about Mr. Duffy to vote.

### **Community Affairs**

**Shade Tree Pruning** - Ms. Zentgraf reported that the pruning and removal of Borough trees was 90% complete. She commended the Shade Tree Commission for their diligence in getting this work done.

### **PRESIDENT'S REMARKS**

**Advance Leader Correction** – President Benusa said he would like to correct an error reported in the *Advance Leader* recently. The newspaper said the

**Minutes of Regular Meeting**  
**Oakmont Borough Council**

439

**May 14, 2007**

Borough had received \$200,000 from the County for Allegheny River Boulevard paving. In fact, the Borough has gotten a \$50,000 from the Allegheny Valley North Council of Governments for Boulevard Paving from Hulton Road to Porte Street.

He also asked that a letter of thanks be sent to the Plum Creek Watershed Association for the 60 trees that were given and planted in Dark Hollow Woods to improve “the vine-infested wreck.”

**ADJOURNMENT**

There being no further business to conduct that evening, Mr. Kennedy offered a motion to adjourn the meeting. Mr. Taliaferro seconded the motion, which passed unanimously.

The meeting was adjourned at 10:44 PM.

Roger A. Dunlap, Jr., Borough Manager  
and Ex-Officio Borough Secretary

Transcribed by: L. C. Jensen