

CALL TO ORDER

The Regular Meeting of Oakmont Borough Council was called to order at 7:32 PM by President Benusa.

PLEDGE OF ALLEGIANCE

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

ROLL CALL

Present: Messrs. Bland, Favo, Federici, Kennedy, Taliaferro and President Benusa, members of Council; Mayor Fescemyer; Solicitor Shoop; and, Roger A. Dunlap, Jr., Borough Manager and Ex-Officio Borough Secretary

Absent: Mr. Myers

Visitors: Walt Brotherton (7:40 PM), Dorothy Calfe, Victor Calfe, David Di Santi, Jr., Eleanor DiSanti, Gina DiSanti, John Donovan, Jeff Golvash, Cassie Narkevic, Jim Trangle, Holly Usher

MINUTES APPROVED

Mr. Taliaferro offered a motion to accept the minutes of the Regular Meeting of February 13, 2006, the Special Meeting of February 20, 2006, the Regular Meeting of March 20, 2006, the Regular Meeting of April 10, 2006, the Special Meeting of April 20, 2006 and the Regular Meeting of May 8, 2006, as circulated to the members of Borough Council.

Mr. Kennedy seconded the motion.

Mr. Federici said he noticed a contradiction regarding the increasing in police tickets between the March 20 and April 10 Minutes. Mayor Fescemyer said the correct increases were from \$4 to \$5 for sweeping and plowing tickets, and from \$6 to \$7 for all other tickets.

All those present moved to approve the Minutes of the Regular Meeting of February 13, 2006, the Special Meeting of February 20, 2006, the Regular Meeting of March 20, 2006, the Regular Meeting of April 10, 2006, the Special Meeting of April 20, 2006 and the Regular Meeting of May 8, 2006, with corrections as noted.

REPORTS AND CORRESPONDENCE

The Borough Manager offered the *Oakmont Chamber News*, June 2006; the *Legislative Locator*, May 2006; and the May 15, 2006 letter from the Oakmont Chamber of Commerce to Council for their review.

PUBLIC HEARING

The Public Hearing concerning proposed Ordinance No. O18-2006, the Sixth Amendment to Chapter 205 of the *Code of the Borough of Oakmont* (the *Oakmont Zoning Ordinance*) was convened at 7:40 PM.

Solicitor Shoop identified himself as the Hearing Officer and review the components of the proposed ordinance for those present, saying that the ordinance would limit the areas where natural gas extraction can occur in the Borough of Oakmont to industrial, commercial and park areas only.

Mr. Shoop also noted that the ordinance has already been reviewed by the Oakmont Borough Planning Commission and the Allegheny County Planning Commission.

Mr. Shoop asked if anyone wished to testify. No one came forward. John Donovan, resident and former Borough Tax Collector, said he was in favor of the ordinance, and asked if the ordinance would apply to any pending applications for gas well drilling. Mr. Shoop responded, "This is a proposed ordinance which has been in effect, and will apply to application that are made from the day it was first proposed forward."

There being no one else who wished to speak, Mr. Shoop proposed that the hearing be closed. The Public Hearing was closed at 7:44 PM.

Mr. Bland offered a motion to enact Ordinance No. O18-2006 amending Chapter 205 of the *Borough of Oakmont Code of Ordinance*, "Zoning," to insert certain definitions and to permit gas and oil production as a Conditional Use in C-Commercial Districts, I-Industrial Districts and all public parks located in Residential Districts.

Mr. Kennedy seconded the motion, which passed unanimously.

President Benusa declared the Ordinance enacted. Recorded in Ordinance Book Volume 29, Page 85, as **Ordinance No. O18-2006**.

MAYOR'S REPORT

Mayor Fescemyer reviewed the highlights of Acting Chief Brankley's Police Report for May 2006. He added that the new parking fines noted previously had gone into effect on May 17, 2006. Also, during the month of May, the Allegheny County Fire Fighters Convention was held in Oakmont, and a Memorial Day parade and service were held on May 29.

BOROUGH MANAGER'S REPORT

Borough Manager Dunlap announced that a \$10,000 check had been received from the state's Department of Community and Economic Development to purchase emergency radio equipment. He said the original grant application was filed by Oakmont Emergency Management Coordinator Hugh Teitelbaum.

In addition, Mr. Dunlap said he had filed the following Community Development Block Grant (CDBG) applications through the County and the Allegheny Valley North Council of Governments:

- 1) \$49,000 to repair the Maple Way retaining wall (requires \$26,000 in matching Borough funds);
- 2) \$26,000 for handicapped sidewalk ramps for the remaining sidewalks that do not have them already installed (no matching funds required);
- 3) \$220,000 for the brick reconstruction of Allegheny River Boulevard (no matching funds required); and
- 4) \$148,000 for recycling equipment and public education (90% state and 10% local contribution required).

Mr. Dunlap reported that the Borough was about to enter into and Agility Agreement with PennDOT to assist in the paving of Hulton Road in exchange for the monies spent by the Borough to repair Plum Street (a state road) after the 2004 flood. There are still details to work out.

On June 8, Borough officials are to meet with Allegheny County Council Chief Executive Dan Onorato, Senator Jim Ferlo and Representative Frank Dermody to discuss Hulton Road paving, also. Mr. Dunlap said Mr. Onorato intended to contact Governor Rendell concerning this issue.

There will be a Zoning Hearing on June 29 on the property located at 725 Hulton Road and owned by David Carroll. The Planning Commission will hold a pre-application conference with Kacin, potential developers of the second parcel of the former Edgewater Steel property, so that Kacin can explain how they propose to develop the property.

COMMITTEE REPORTS

Finance, Personnel & Legal

Mr. Favo offered a motion to ratify the employment of David R. DiSanti, Sr., and the Police Chief of the Borough of Oakmont.

Mr. Bland seconded the motion, which passed unanimously.

Mayor Fescemyer then swore in Mr. DiSanti. Mr. DiSanti thanked Oakmont Borough Council for hiring him, and his son, mother and wife for their support. He said he was looking forward to the start of work with the Borough. Next, President Benusa read the Affidavits of the Tax Collector as to Giving Notice and Tax Settlement Compliance for 2005. Tax Collector John P. Donovan and President Benusa signed both affidavits, recorded in Ordinance Book Volume 29, Pages 86 and 87, respectively.

Mr. Favo moved to approve Resolution No. R17-2006, accepting and approving the Return of John P. Donovan, Tax Collector, for all taxes collected for the Year 2005, contingent upon confirmation by audit.

Mr. Taliaferro seconded the motion, which passed unanimously

President Benusa declared the resolution adopted. Recorded in Ordinance Book Volume 29, Page 84, as **Resolution No. R17-2006**.

Mr. Favo moved to approve Warrant List #05-02-2006, dated May 31, 2006, for payments drawn from the following Borough funds:

General Fund	\$118,876.36
Library Fund	\$ 36,476.33
Sewer Fund	\$143,878.08
Capital Fund	\$ -0-
Centennial Foundation Fund	\$ 3,236.06
Highway Aid Fund	\$ 7,109.96

Mr. Bland seconded the motion, which passed unanimously.

Mr. Favo moved to approve Warrant List #06-01-2006, dated June 12, 2006, 2006, for payments drawn from the following Borough funds:

General Fund	\$ 84,994.94
Library Fund	\$ 5,824.29
Sewer Fund	\$ 63,070.56
Capital Fund	\$ -0-
Centennial Foundation Fund	\$ 324.15
Highway Aid Fund	\$ 7,231.48

Mr. Kennedy seconded the motion, which passed unanimously.

Planning, Zoning & Community Development

Before offering a motion on the “subdivision/consolidation” of the properties of Victor Calfe and his sister, Dorothy Calfe, Mr. Bland asked the Calfes to explain what they want to do. Mr. Calfe explained that, essentially, they wished to split one lot into two lots.

Solicitor Shoop advised the Calfes that they would need to get a survey done after the property has been split. Mr. Calfe agreed to this.

Mr. Favo asked what the final dimension of each lot would be. Mr. Calfe said they would both be approximately 50’ by 75’, which is a permissible lot size in an R-3 Residential District.

Mr. Bland offered a motion to approve the subdivision/consolidation of the property located at 710 College Avenue, owned by Victor and Dorothy Calfe, in an R-3 Zoning District.

Mr. Taliaferro seconded the motion, which passed.

Engineering & Public Works

Mr. Federici offered a motion to execute an Agility Agreement with the Department of Transportation, Commonwealth of Pennsylvania, agreeing to exchange services, as later defined in a final agreement.

Mr. Bland seconded the motion, which passed unanimously.

Culture & Recreation

Council Member Kennedy reported that the Riverside Park Summer Program began that day, noting that the first day turn out had been small. He reviewed the various coaching opportunities being offered and said that tennis was the only class requiring a fee.

A meeting was held last Tuesday to explore ways to expedite the completion of the Library restoration. There is a concern, at present, concerning the quality of the work.

Interviews were held to fill the Library Director's position. An offer was made to one candidate, which was turned down. Mr. Kennedy described the hiring committee as "in a holding pattern" until another candidate can be agreed upon.

The Kerr Museum Board is presently meeting on an "as needed" basis.

Mr. Taliaferro asked if it were possible to get the Library's air conditioning system in operation for the summer months. Mr. Kennedy said that nothing can be touched at present due to the legal risks involved.

Solicitor Shoop said he had advised contractor Lawrence Modena's bonding company that they must resume construction again or the Borough would complete the work, for which the bonding company would have to pay.

Mr. Bland asked why the bonding company would have any incentive to do the work. Solicitor Shoop said project completion by the bonding company would most likely result in them retaining the balance of the money owing, by hiring contractors at lower rates than the Borough might be able to obtain. Mr. Shoop said the disagreement with the bonding company, at present, centered around the scope of work remaining to be done.

Mr. Kennedy reported that there had been some vandalism in the refreshment stand of the Press Box at Riverside Park. This is the third break-in this year. The Park Crew is changing the locks to the refreshment stand. Mr. Kennedy asked for help from the police in patrolling the area.

Mayor Fescemyer thanked Mr. Kennedy and the Park Crew for the assistance with this year's Relay for Life, which raised \$92,000 for cancer research. President Benusa commended the Mayor for his involvement in the event.

PRESIDENT'S REMARKS

President Benusa thanked Officer David Brankley for the highly professional job he did as Acting Police Chief over the last six months.

Council Member Federici asked about the grant application for handicapped sidewalk ramps. He wanted to know if curb cuts were involved. Mr. Dunlap said there would be curb cuts involved, and that they should be able to install approximately 40 more ramps with the grant money.

Mr. Kennedy thanked the *Oakmont Advance Leader* for publishing the Park's Summer Program schedule this year.

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 8:15 PM.

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

Transcribed by: L. C. Jensen