

CALL TO ORDER

The Regular Business Meeting of Oakmont Borough Council was called to order at 7:03 PM by President Federici in the Council Chambers of the Municipal Building, 767 Fifth Street, Oakmont, Pennsylvania 15139.

PLEDGE OF ALLEGIANCE

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

ROLL CALL

Present: Council Members Calabrese, Favo, Kennedy, Ride, Taliaferro, and President Federici; Attorney Gallagher; Mayor Fescemyer; Chief DiSanti; Interim Borough Manager Mator and Assistant Borough Secretary Jensen

Excused: Ms. Zentgraf

Visitors: Jack Artman, Tom Bland, Barb Charlton, Mark Gleason, Mark Harley, Paul Jenkins, Teresita Kolenchak, Jeff Lezark, Rich Luciana, Maureen McClure, Debbie Mehalik, Tom Meising, Tim Milberger, Rose O'Connell, Craig Olson, Bill Peoples, Kyle Reynolds, Len Richards, Mrs. Richards, Bertha Shearer, Rich Williams,

REGISTERED COMMENTS FROM THE PUBLIC

No one was registered to speak that evening.

COMMENTS FROM THE PUBLIC

Robberies – Bertha Shearer expressed concern over the number of recent robberies in Oakmont, but said she knew Police Chief DiSanti was “right on it.”

Riverside Park Fencing Project – Recreation Board Member Kyle Reynolds said he was concerned over the bid process for the Riverside Park Fence Project. He said he was concerned that the bids were not all based on the same specifications. Interim Borough Manager Mator explained to Mr. Reynolds that he had been in contact with the low bidder and had verified that the specifications were based on the information provided by the Recreation Board.

Interim Borough Manager – Bill Peoples expressed his support for Interim Borough Manager Daniel Mator, asking Council to reconsider their decision to seek other resumes for the position of Borough Manager.

COUNCIL PRESIDENT'S MESSAGE

Adjourned July 6 Workshop - President Federici said Council had decided to continue the July 6, 2009 Workshop to July 20, 2009. At that time, Borough Auditors Maher Duessel will present the 2008 Audit Report.

He added that there would be no Executive Session after the Business Meeting that evening.

INTERIM BOROUGH MANAGER'S REPORT

Mr. Mator reported on the activities of the Street, Park, Wastewater Treatment Plant, Library and Borough Office from June 9, 2009 to the present.

MAYOR'S REPORT

Chief's Confidential Report – Mayor Fescemyer called Council's attention to Chief DiSanti's confidential notes in his June 2009 report, and asked that they all be sure to read it.

June Monthly Police Report - At Mayor Fescemyer's request, Police Chief DiSanti reviewed portions of his June 2009 Police Report for those present.

June Monthly OVFD Report - At Council Member Taliaferro's request, Fire Chief Bill Peoples reported on the Fire Department's activities for June 2009.

Chief Peoples also reported that the Fire Department intended to hold an Open House on October 3, 2009, from 1:00 PM to 5:00 PM.

APPROVAL OF MINUTES

Minutes of May 28, 2009 - Mr. Taliaferro offered a motion to approve the minutes from the Special Business Meeting of May 28, 2009, as written.

Dr. Calabrese seconded the motion.

President Federici asked that the meeting's location be included in the first paragraph of all minutes in the future.

The motion passed, 6 to 0, with the changes as noted.

Minutes of June 8, 2009 – Mr. Taliaferro offered a motion to approve the minutes from the Regular Business Meeting of June 8, 2009, as written.

Dr. Calabrese seconded the motion.

President Federici said that Page 149, Paragraph 4 of the Minutes should read that "Vice President Calabrese," and not "President Federici," had declared an ordinance enacted.

He also said to strike the word "the" from the second paragraph from the bottom of Page 150, directly before "Dr. Erdeljac."

Dr. Calabrese wanted the same paragraph changed to show that Mr. Bland was only to be attending the first meeting, not subsequent ones.

The motion passed, 6 to 0, with the changes as noted.

COMMITTEE REPORTS

Financial and Legal Committee

Warrants – Ms. Ride said she wished to postpone approval of the April 2009 and June 2009 Warrants until after discussions during the Engineering and Public Works Committee agenda item.

Interim Borough Manager to Delinquent Tax Collector – Ms. Ride offered a motion to appoint the Interim Borough Manager as the Delinquent Tax Collector until such time that a new Delinquent Tax Collector is appointed.

Mr. Taliaferro seconded the motion, which passed 5 to 1 on a voiced vote with Mr. Kennedy voting “No.”

Giant Eagle Parking Lot – Ms. Ride then moved to authorize the appropriate Borough Officials to execute a lease amendment for the Giant Eagle parking lot, extending the lease for one year from August 1, 2009 to July 31, 2010.

Dr. Calabrese seconded the motion, which passed 6 to 0.

Borough Office Postage Meter – Ms. Ride offered a motion to ratify the action of the Interim Borough Manager entering the Borough into a postage machine and date stamp equipment lease agreement with Pitney Bowes, Inc., at a rate of \$50 per month for 60 months.

Council Member Calabrese seconded the motion, which passed 6 to 0.

Code Enforcement – Ms. Ride said she wanted to work with Mr. Mator to come up with an estimated cost for hiring a code enforcement officer on a full-time basis in time for the next meeting.

Public Safety Committee

Connell to OVFD Eligibility List – Council Member Taliaferro offered a motion to add Jacob Connell, 21, of 410 Maryland Avenue, to the Oakmont Volunteer Fire Department’s Eligibility List.

Dr. Calabrese seconded the motion, which passed 6 to 0.

Planning and Economic Development Committee

Dining Tables on Borough Right-of-Way – Referring to the motion on the agenda to authorize business owner Greg Ionadi to place dining tables outside on the sidewalk in front of his establishment, Council Member Favo said he knew nothing about this issue, that it had not been discussed by Council, and that he would not offer the motion.

Code Enforcement – Instead, Mr. Favo offered a non-agenda item motion to suspend contracted code enforcement services, with code enforcement duties being picked up by the Interim Borough Manager, pending further review by legal counsel.

Mr. Kennedy seconded the motion. A lengthy discussion followed.

Council agreed to discuss the issue further at the July 20 Continuation Workshop Meeting.

Mr. Favo withdrew his motion; Mr. Kennedy withdrew his second.

Engineering & Public Works Committee

Accessible Ramp Program – In Ms. Zentgraf’s absence, Dr. Calabrese offered a motion to vacate the award of the 2009 Accessible Ramp Program to Joseph Palmieri Construction, Inc., in the amount of \$25,655.00.

Mr. Taliaferro seconded the motion, which passed 6 to 0.

Accessible Ramp Program Alternate Bid –Dr. Calabrese offered a motion to award the 2009 Accessible Ramp Program Alternate Bid to Palombo Contracting, Inc., accepting the deduct bid of \$8,200.00 (comprised of one Type 1, four Type 2, and two Type 3 accessible ramps), for a project total of \$25,090.00

Mr. Taliaferro seconded the motion, which passed 6 to 0.

2008 Road Program – Dr. Calabrese offered a motion to approve the Gateway Engineers Work Authorization, dated May 6, 2009, in the amount of \$3,000.00 (increasing the original estimate to a not-to-exceed level of \$14,000.00), for the 2008 Road Program.

Ms. Ride seconded the motion. On a voiced vote, the motion passed 5 to 1, with Mr. Favo voting “No.”

Next, Dr. Calabrese offered a motion to authorize payment of Application for Payment No. 1, associated with the 2008 Road Program, to A. Folino Construction, Inc., in the amount of \$162,443.40.

Mr. Taliaferro seconded the motion, which passed 6 to 0.

Dr. Calabrese offered a motion to authorize payment of Application for Payment No. 2 and Final, associated with the 2008 Road Program, to A. Folino Construction, Inc., in the amount of \$749.65.

Mr. Taliaferro seconded the motion, which passed 6 to 0.

2009 Road Program – Dr. Calabrese offered a motion to authorize the Interim Borough Manager to advertise a Request for Bid for the 2009 Road Program.

Mr. Taliaferro seconded the motion.

Mr. Favo asked that the proposed roads for the bid specifications, as delineated on Page 53 of the July 10, 2009 packet, be entered into the record.

These roads are:

Streets	Specific Locations
Fir Way	From Pennsylvania to End
Hickory Way	From Pennsylvania to Virginia
Ninth Street	From Washington to Delaware
Cedar Way	From Delaware to Ann
Washington Avenue	From Eighth to Ninth
Seventh Street	From Maryland to Pennsylvania
Oak Glen Drive	
Dalzell Way	
Orchard Way	
Library Place	
Elm Way	From California to College
Osage Way	
Greenwich Court	
Edgewood Avenue	
Speed Bumps	Remove all

Mr. Mator said he was recommending that Library Place, Elm Way, Cedar Way, Edgewood Avenue and the removal of all speed bumps be done in 2009, as per discussions with the Borough Engineer.

The motion passed 6 to 0.

New Salt Shed – Dr. Calabrese moved to award the 2009 Salt Shed Project to Pampena Landscaping and Construction, LLC, in the amount of \$48,453.80 for the base bid, and \$9,032.25 for the add/alternate bid, for a total of \$57,486.05.

Mr. Taliaferro seconded the motion.

A lengthy discussion ensued. Mr. Mator was asked to call the area Councils of Governments to obtain 2009-2010 season salt estimates. Mr. Mator said he had called both bidders for the job and was assured by both that they could finish the job by July 31. It was agreed to discuss this further by continuing the Regular Business Meeting to July 20, 2009, after the Continuation Workshop Meeting on the same date.

Salt Shed Roof – It was agreed to postpone introduction of the Salt Shed Roof bid award on the agenda, too, until after discussion at the July 20, 2009 Continuation Meeting.

Washington Catch Basin Repair – Dr. Calabrese offered a motion to ratify the action of the Interim Borough Manager authorizing payment to Carlucci Construction Company, Inc., for the Washington Avenue Catch Basin/Road Repair Project, in the amount of \$16,814.00.

Ms. Ride seconded the motion, which passed 6 to 0.

Dinnin Parkins Sidewalk Repairs - Dr. Calabrese moved to ratify the action of the Interim Borough Manager authorizing payment to Carlucci Construction Company, Inc., for the 300 Allegheny River Boulevard/California Avenue Sidewalk Repair Project in the amount of \$7,252.63.

No one seconded the motion, so it was not considered.

Parkins Tree Reimbursement Request – Dr. Calabrese offered a motion to authorize payment to Ward Parkins, in the amount of \$800.00, for a tree removal reimbursement.

No one seconded the motion, so it was not considered.

Resolution No. R16-2009 - Handicapped Ramps, Part II Grant – Dr. Calabrese offered Resolution No. R16-2009, and moved for its adoption, a resolution authorizing the filing of an application for funds with the Allegheny County Department of Economic Development for the Handicapped Ramps Project, Part II.

Ms. Ride seconded the motion.

On a called vote, the votes were as follows:

Dr. Calabrese	Yes	Ms. Ride	Yes
Mr. Favo	Yes	Mr. Taliaferro	Yes
President Federici	Yes	Ms. Zentgraf	Absent
Mr. Kennedy	Yes		

The motion passed 6 to 0.

President Federici declared the resolution adopted. Recorded in Ordinance Book Volume 30, Page 64, as **Resolution No. R16-2009**.

Warrants - Ms. Ride moved to approve the Warrant List for April 2009, dated July 13, 2009, including expenditures totaling:

<i>Fund</i>	<i>Amount</i>
General Fund	\$128,721.38
Sewer Fund	\$51,799.40
Sewer Deposit Fund	\$125.29
Capital Projects Fund (Parks)	\$ -0-
Capital Projects Fund (Roads)	\$5,564.00
Capital Reserve Fund	\$ -0-
Library Fund	\$16,287.80
Liquid Fuels Fund	\$7,389.71
Boulevard Project Fund	\$2,771.24
Kerr Memorial Museum Fund	\$22,848.31
Operating Reserve Fund	\$ -0-

Mr. Kennedy seconded the motion, which passed 5 to 1 on a voiced vote, with Mr. Favo voting “No.”

Prior to offering a motion to approve the June Warrants, Ms. Ride explained that General Fund Check No. 1544, dated June 19, 2009, had to be voided, changing the General Fund Warrants total to \$169,469.34. Ms. Ride said that CPA Lynn Beck had verified that the June Warrants were correct.

With this in mind, Ms. Ride moved to approve the Adjusted Warrant List for June 2009, dated July 13, 2009, including expenditures totaling:

<i>Fund</i>	<i>Amount</i>
General Fund	\$169,469.34
Sewer Fund	\$45,848.41
Sewer Deposit Fund	\$791.64
Capital Projects Fund (Parks)	\$609.07
Capital Projects Fund (Roads)	\$20,871.00
Capital Reserve Fund	\$ -0-
Library Fund	\$29,676.31
Liquid Fuels Fund	\$7,394.25
Boulevard Project Fund	\$20,999.28
Kerr Memorial Museum Fund	\$1,891.92
Operating Reserve Fund	\$ -0-

Mr. Taliaferro seconded the motion, which passed 5 to 1 on a voiced vote, with Mr. Favio voting “No.”

Recreation, Cultural and Community Assets Committee

Riverside Park “Gator” – Mr. Kennedy offered a motion to authorize payment to West Central Equipment, LLC, in the amount of \$14,528.10, for purchase of a 2009 John Deere Gator XUV 4x4 and associated accessories.

Dr. Calabrese seconded the motion, which passed 5 to 1 on a voiced vote, with Mr. Favio voting “No.”

Riverside Park Fencing Project (3rd St.) – Mr. Kennedy moved to award the 2009 Riverside Park Fencing Project (Third Street) to Allegheny Fence Construction Company, Inc., in the amount of \$28,860.00.

Mr. Taliaferro seconded the motion, which passed 6 to 0.

Riverside Park Merry-Go-Round – Mr. Kennedy said he wanted to table the next motion on the agenda to purchase a replacement merry-go-round at the Park until Council could explore what was available as a replacement.

Riverside Park Field House Showers – Mr. Kennedy offered a non-agenda item motion to accept the proposal of Saich Plumbing to replace the showerheads in the Riverside Park Field House at a cost of \$9,740.00.

Mr. Favio seconded the motion.

Discussion followed concerning whether the proposals received were all based on the same specifications, and whether or not the School District should be asked to share in the costs.

With President Federici’s permission, Recreation Board Member Kyle Reynolds addressed Council from the audience saying that the board had met last Thursday and agreed not to present the “bids” to Borough Council until they were sure they were all accurate.

President Federici suggested the motion and second be withdrawn for the time being and the issue discussed again at the July 20 Continuation Meeting. Mr. Kennedy refused to withdraw the motion.

On a called vote, the votes were as follows:

Dr. Calabrese	No	Ms. Ride	No
Mr. Favo	Yes	Mr. Taliaferro	No
President Federici	No	Ms. Zentgraf	Absent
Mr. Kennedy	Yes		

The motion did not pass by a vote of 2 to 4.

Human Resources, IT & Communications Committee

Freelance Writer for Chamber Articles – Dr. Calabrese offered a motion to appoint Patricia S. Forest as a freelance writer to develop articles about Oakmont Borough, Council, Mayor, Police and Fire Chiefs, etc., for the Oakmont Chamber of Commerce Newsletter, at a rate of \$400.00 per month from July through December 2009.

Mr. Taliaferro seconded the motion, which passed on a voiced vote of 5 to 1, with Mr. Kennedy voting “No.”

Mr. Kennedy’s reasons for voting “No” were that he thought that this was a job the Borough Manager should do, and because writer and Library Board Member Eileen Colianni was not being paid to do the same thing.

Police Chief’s Office Upgrade – Dr. Calabrese offered a non-agenda item motion to authorize the Interim Borough Manager and the Police Chief to proceed with an upgrade of the Police Chief’s office at a cost not to exceed \$5,000.00.

Mr. Taliaferro seconded the motion, which passed 6 to 0.

Police Department Technology Upgrades – Dr. Calabrese offered another non-agenda item motion to authorize the Interim Borough Manager and the Police Chief to identify the technology needs of the Police Department at a cost not to exceed \$5,000.00.

Mr. Taliaferro seconded the motion, which passed 6 to 0.

Borough Solicitor - Dr. Calabrese offered a final non-agenda item motion to authorize the Interim Borough Manager to advertise for a new Borough Solicitor.

Mr. Taliaferro seconded the motion.

On a called vote, the votes were as follows:

Dr. Calabrese	Yes	Ms. Ride	No
Mr. Favo	No	Mr. Taliaferro	Yes
President Federici	Yes	Ms. Zentgraf	Absent
Mr. Kennedy	No		

The Council vote ended in a 3 to 3 tie with Mayor Fescemyer’s “Yes” vote acting as the tiebreaker.

The motion passed 4 to 3.

UPCOMING PUBLIC MEETINGS – President Federici referred those present to the list of public meetings itemized in the Agenda. It was noted that the Oakmont Boulevard Project meets every fourth Tuesday of the month, not on the fourth Wednesday of the month, as indicated on the meeting list. The website has already been updated to reflect this.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Interim Borough Manager – Rich Williams felt the Interim Borough Manager had “too many hats put on your head,” that Mr. Mator should be paid as Delinquent Tax Collector, and that Council Meetings should be a lot shorter.

Code Enforcement – Debbie Mehalik criticized Council for not allowing the Code Enforcement Officer to enforce the ordinances of the Borough, and asked that Council work on this problem as soon as possible.

MISCELLANEOUS ITEMS - There were no miscellaneous items to report that evening.

ADJOURNMENT

There being no further business to conduct that evening, Ms. Ride offered a motion to continue the Regular Business meeting on July 20, 2009, after the 7:00 PM Workshop Continuation Meeting.

Mr. Taliaferro seconded the motion, which passed 6 to 0.

The meeting was suspended at 10:19 PM.

Daniel Mator
Interim Borough Manager

Transcribed by: L. C. Jensen, Assistant Borough Secretary