

CALL TO ORDER

The Regular Meeting of Oakmont Borough Council was called to order at 7:30 PM by President Benusa.

ROLL CALL

Present: Ms. Zentgraf, Messrs. Bland, Favo, Federici (via speaker phone), Kennedy, Taliaferro and President Benusa, members of Council; Mayor Fescemyer; 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

Visitors: Joanne Anderson, Sheila Brotherton, Dorothy Calfe, Victor Calfe, Barbara Charlton, Bruce Corna, Nancy DeTar, Carole DiClaudio, Rich DiClaudio, Mark Gleason, Dean Hornsby, Linda Mancosh, Michael Mancosh, Rich McMahan, Tom Meising, Jim Parsons, Matt Provenza, Tracy Provenza, Nancy Ride, Debra Robinson, Sharon Ross, P. Rubash, Bertha Shearer, Tom Solomich, Jim Trangle, Holly Usher and Alan Zoller

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT ON AGENDA ITEMS

Curfew Petition – Debra Robinson, 359 Washington Avenue, submitted a petition to Council for a curfew in the Borough.

Meising, Tom – Tom Meising, 17 Potomac Street, said he had sent 14 or 15 Certified Mail letters to the Borough and had not received a reply. He passed out copies to Council.

Borough Manager Dunlap noted that these were not copies of letters, but rather, copies of mail receipts. He asked Mr. Meising to supply copies of the letters.

Solicitor Shoop asked if the subject of the letters concerned the property currently under litigation, at 25 Potomac Street, saying the Mr. Meising was now required to apply for a subdivision approval, since there were two structures on one property.

Street Light/Noise – Bertha Shearer, 39 Potomac Street, submitted a petition for a streetlight on Porte Street where her mother lives. With regard to the noise from the loading docks at Brenntag, she said her daughter had called the company headquarters in Lancaster, Pennsylvania and the noise has stopped. Chief DiSanti told her to continue to call the Police Department if there were any further problems.

HHI Trucking Concrete Batch Plant (Folino) – Stating that he was speaking on behalf of the residents of Oakmont Commons, Dean Hornsby, 310 Canterbury Court, said that they did not want the concrete batch plant proposed by HHI Trucking & Supply at 107 Dark Hollow Road. He said he had a petition with 350 signatures in opposition to the plant.

Mr. Bland said that the proposal had not yet been given Tentative Approval by Council, and that there was a Public Hearing scheduled for September 27, 2007 on the matter.

Solicitor Shoop told Mr. Hornsby that it was not appropriate to give the petition to Council at this point, but rather, that he should wait until the Public Hearing and enter it formally into the record.

Plum Street Flooding – Ted Sokol, 720 Plum Street, said that Plum Creek should be dredged regularly to protect the properties along Plum Street from being flooded. President Benusa told Mr. Sokol that the County Conservation District had surveyed Mr. Sokol's property that week.

HHI Trucking Concrete Batch Plant (Folino) – Jim Parsons, 1120 Washington Avenue, stated that he was “unconditionally opposed” to the concrete batch plant. Richard DiClaudio, 409 Eleventh Street, stated his opposition to the plant, as well as former Commons resident Christine Connor.

Gum Way Paving – Alan Zoller, 740 Seventh Street, asked Council to repave Gum Way, which is in poor condition and the only way to and from his property.

Dark Hollow Road Flooding/ HHI Trucking Concrete Batch Plant (Folino) – Tony Folino, 107 Plum Street, handed out photographs of standing water on Dark Hollow Road adjacent to his property. He said he had been accused of blocking a pipe that would have drained this water. Mr. Folino informed Council that there was no pipe there at all. He said he would be happy to take the water onto his property, which is coming from Borough property across the road, if Council would take responsibility for any fines he receives from state regulatory agencies by doing so.

President Benusa said the PA-DEP would be inspecting the area that week. He told Mr. Folino his five minutes were up and that someone would call him tomorrow.

REPORTS AND CORRESPONDENCE

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

MAYOR'S REPORT

At the Mayor's request, Chief DiSanti reviewed the highlights of his August 2007 Police Report for those present.

BOROUGH MANAGER'S REPORT

2008 MMO's - Mr. Dunlap submitted the 2008 Minimum Municipal Obligation (MMO) documents, prepared by the Borough's actuary, to Council. He said the General Employees' MMO would be \$36,651 and probably required a contribution from employees. He said the Police MMO would be \$44,837 and also require a contribution from police officers.

Woman's Club Donation – Mr. Dunlap thanked the Woman's Club of Oakmont for their contributions to the Fire Department, the Auxiliary Police and the Boulevard Project.

COMMITTEE REPORTS

Finance, Personnel & Legal

Warrants - Mr. Favo moved to approve Warrant List #08-02-2007, dated September 10, 2007, for payments drawn from the following Borough funds:

<i>Fund</i>	<i>Amount</i>
General Fund	\$149,966.35
Library Fund	\$17,761.25
Sewer Fund	\$34,025.74
Capital Fund	\$-0-
Centennial Foundation Fund	\$214.95
Highway Aid Fund	\$6849.47

Mr. Kennedy seconded the motion, which passed unanimously.

Mr. Favo moved to approve Warrant List #09-01-2007, dated September 10, 2007, for payments drawn from the following Borough funds:

<i>Fund</i>	<i>Amount</i>
General Fund	\$40,865.59
Library Fund	\$5,127.84
Sewer Fund	\$39,268.84
Capital Fund	\$-0-
Centennial Foundation Fund	\$-0-
Highway Aid Fund	\$-0-

Mr. Taliaferro seconded the motion, which passed unanimously.

2007 Paving Projects – Mr. Favo offered a motion to award the 2007 Road Paving Project base bid contract to A. Folino Construction, Inc. of Oakmont, in an amount not to exceed \$165,000, and in accordance with the September 4, 2007 recommendations of the Borough Engineer.

Mr. Federici seconded the motion.

Mr. Bland asked about the September 4 letter from the Borough Engineer. Mr. Dunlap said a copy had been distributed to all Council members in their weekly meeting packets. Mr. Federici said he had reviewed the letter and saw no problems with it.

On a called vote, all those present voted in the affirmative.

Public Safety

Porte Street Light Petition – President Benusa gave the petition for a streetlight on Porte Street to Council Member Taliaferro.

Planning, Zoning & Community Development

Brooks & Blair Development – Mr. Bland offered a motion to issue the Findings of Fact and Decision of Borough Council in the matter of Brooks & Blair Waterfront Properties, LLP, approving the developer’s application for Tentative Plan Development Approval for the development known as *The River’s Edge at Oakmont Plan*, subject to certain conditions.

Mr. Taliaferro seconded the motion.

Solicitor Shoop said Council’s decision to approve the Findings of Fact and Decision would come within the next several weeks. Mr. Federici noted that the Planning Commission had quite vocally praised the Brooks & Blair plan.

On a called vote, all those present voted in the affirmative.

Kacin Development – Mr. Bland offered a motion to issue the Findings of Fact and Decision of Borough Council in the matter of A. Richard Kacin, Inc., conditionally approving in part, and denying in part, the developer’s request for modifications, and approving the developer’s application for Tentative Plan Development Approval for the development known as *The Edgewater at Oakmont Plan*, subject to certain conditions.

Mr. Federici seconded the motion.

Solicitor Shoop said that Council would render the Findings of Fact and Decision on this matter on or before September 12, 2007. Attorney Cliff Levine was preparing the Opinion, he said, and added that it would be comprehensive and contain conditions.

On a called vote, the votes were as follows:

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

The motion passed.

Meeting Updates - Council Member Bland announced that the Planning Commission would be holding its regular meeting on September 19, 2007, and repeated that the Public Hearing on the concrete batch plant would be held on September 27, 2007.

Engineering & Public Works

Handicapped Ramp Project – Mr. Federici reported that the installation of the handicapped ramps at various Borough intersections would continue through next week. He also commended Mr. Dunlap and Wastewater Treatment Plant Superintendent Joe Rakowski for their work on the Ann Street curb repairs.

Giant Eagle Lighting – President Benusa said the lighting at the Giant Eagle lot was being addressed and that residents would be kept posted.

Culture & Recreation

Riverside Park – Mr. Kennedy made mention of the recent soccer and football games held in the Park at night, and that the Field House renovations were complete.

Library – Damage assessment is still being carried on at the Library. The Board met last Saturday to discuss.

Ms. Zentgraf announced the “Mysteries of Oakmont” tour from the Library on October 6, 2007.

Library Grant – Mr. Dunlap reported that all paperwork has been completed and submitted to obtain approval for the release of Library grant monies.

Community Affairs

Oakmont Community Volunteers/R. McMahon - Ms. Zentgraf offered a motion to establish the Oakmont Community Volunteers, in accordance with the September 4, 2007 written request of Richard A. McMahon, 640 Fifth Street, Oakmont.

Mr. Taliaferro seconded the motion.

President Benusa called up Mr. McMahon to review the Clean-up Committee’s plans. Mr. McMahon said they would have to advertise for volunteers and get their non-profit designation first. Mr. Benusa told Mr. McMahon to work in conjunction with the Borough Manager on this. He also told Mr. McMahon that Council wanted to see both mission and vision statements, and that he was to work with Ms. Zentgraf on this.

Mr. Shoop said that the group did not have to file for a 501(c)(3) designation. Mr. Benusa told Mr. McMahon to work with the Solicitor and Ms. Zentgraf on this, and that it was permissible for them to use the Borough’s address and Post Office Box number.

On a called vote, all those present voted in the affirmative.

PRESIDENT'S REMARKS

President Benusa said there were a number of openings on Borough boards and committees, in particular on the Planning Commission and the Recreation Board, and encouraged residents to apply for the positions.

He said the Borough Manager's position was also open, and personally wished Mr. Dunlap well for his hard work and dedication over the last 18 months [*sic* 30 months] with the Borough of Oakmont.

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 8:38 PM.

Lisa Cooper Jensen
Assistant Borough Secretary