

Council of the Municipality of Murrysville held a Regular Voting Meeting on Wednesday, May 2, 2007 at 8:21 p.m. in the Municipal Building. Present at the meeting were Council members Robert Brooks, Nancy Kacin, Joan Kearns, Larry Nicolette, Dennis Pavlik, and Theo van de Venne. Also present were Mayor Joyce K. Somers, Chief Administrator John M. Barrett and Solicitor George A. Kotjarapoglus. Jeffrey Franke was absent.

PRESENTATION BY MICHELE CLARKE, DIRECTOR OF RECREATION, PERTAINING TO YEAR 2007 GOALS AND OBJECTIVES: Mrs. Clarke presented the following 2007 departmental goals:

- ✓ Developing after-school program for middle school students.
- ✓ Edit monthly calendar of departmental tasks, responsibilities.
- ✓ Firming up the system of donations and sponsorships.
- ✓ Formalizing recreation facility use policy.
- ✓ Enhancing health fair in collaboration with the Franklin Regional School District.

CALL TO ORDER: Mrs. Kacin called to order the Regular Voting Meeting of Wednesday, May 2, 2007.

DETERMINATION OF VOTING ORDER – ROLL CALL: Cherie Weber determined the voting order and called the roll: Mr. Nicolette, Mr. Brooks, Mr. Pavlik, Mrs. Kacin, Mr. van de Venne, Mr. Franke, Mrs. Kearns. Mr. Franke was absent.

PLEDGE OF ALLEGIANCE: Mrs. Kacin led the audience in the Pledge of Allegiance.

ANNOUNCEMENT OF UNLISTED AMENDMENTS:

None.

Mr. van de Venne moved to approve the Agenda. Mrs. Kearns seconded. All present voted aye. Motion approved.

CONSENT CALENDAR ITEMS:

4A. ACCOUNTS PAYABLE

Mrs. Kearns moved to approve the Consent Calendar Item. Mr. Pavlik seconded. All present voted aye. Motion approved.

COMMUNITY INPUT:

Shirley Turnage – 3924 Sardis Road – Ms. Turnage voiced concern over the possible rezoning of the Buncher property. Ms. Turnage stated that the Comprehensive Plan should not be ignored and that the Buncher property was zoned R-2, which should've been known by the buyers upon purchase. Should the Buncher property be rezoned, Ms. Turnage stated that this would not be in the best interest of the Municipality.

William Tahlman – 6011 Kingdom Court – Mr. Tahlman is the President of the Murrysville Area Soccer Association (MASA) and MASA is in support of the codification of the field assignments policy. MASA believes that the policy should emphasize the number of children that an organization serves.

COMMENTS BY MAYOR SOMERS:

Mayor Somers stated that the Westmoreland County Community College (WCCC) is making an effort to work with local areas and to that end, WCCC formed an Advisory Committee. The Advisory Committee met at the Bushy Run campus and is comprised of school officials, the Mayor, and business organizations. Particularly, WCCC is seeking guidance from businesses so that training in the appropriate fields could be offered to students. WCCC wanted the Committee to be aware that WCCC can provide catering service and speakers for various topics. Mayor Somers suggested that WCCC contact the Murrysville Economic and Development Corporation to obtain ideas for training needs. The Advisory Committee will meet periodically and WCCC extended the offer to post job openings on their website and at their school as well as any scholarship opportunities that businesses offer.

Mayor Somers stated that she received a request from Kingsway Engineering Services in Coraopolis. They are trying to raise money to take World War II veterans to Washington, DC to visit the World War II National Memorial and would like this to be a free trip for the veterans. While the Municipality has typically not provided funds for this type of effort, the Mayor wanted individuals to be aware of this fund-raising campaign. Should anyone wish to sponsor a veteran, the cost is \$50, but the group will take donations in any amount. The Mayor stated she would provide this information to the press.

Mayor Somers announced that the ribbon-cutting and groundbreaking ceremony at the Municipal Building for the waterline extension will occur at 3:00 p.m. on May 3, 2007. Senator Don White assisted with securing the PennVest funds for Christy Lane, Hilty Road, Lasher Court, Mamont Road, Peachtree Court, and Saltsburg Road.

Mayor Somers announced that the Murrysville Community Park Opening and the dedication of the Joe Markosek field will be held at 5:30 p.m. on June 6, 2007. Everyone is invited to attend.

COMMENTS BY THE CHIEF ADMINISTRATOR:

John Barrett stated that the annual overlay project has begun. The majority of the roads slated for the overlay are residential roads. The contractor is preparing soft spots and raising the inlets on Arrowhead Court to accept the overlay. The Public Works crew continues to work in front of the contractor to do as much preparation work as possible to assist with the project.

John Barrett stated that the Municipality has received a large volume of calls from residents concerning letters from Allied Waste. Allied Waste conducted an audit of the Municipality to ensure that all residents who are receiving trash service are being invoiced. Allied found

residents who were not being billed; therefore, have invoiced them accordingly. Residents have been contacting the Municipality stating they shouldn't have to pay the bill. Mr. Barrett stated that not having trash service is not an option and residents must pay the bills to comply with the Municipality's refuse ordinance.

Mr. Barrett welcomed the Municipality's new part-time afternoon receptionist, Sharon Esquino.

Mr. Barrett announced that the summer intern will start on Monday, May 7, 2007. Rob Zahorchak is a graduate student at the University of Pittsburgh. Rob will be working on two projects: 1) An assessment of residential and commercial development in the Municipality to determine the tax benefits of the community and how the Municipality needs to support the development and 2) Develop a citizen-based survey to gauge citizens' perception of municipal services offered.

Mr. Barrett congratulated Chris Rearick and his wife, Erica, on the birth of their third child, Jack.

LIAISON AND COMMITTEE REPORTS:

Mrs. Kearns stated that she was not available to attend the Environmental Advisory Council Meeting; however, she requested that the minutes be forwarded to Council accordingly.

Mr. Nicolette stated that the Franklin Township Municipal Sanitary Authority's workers' comp rates were lowered due to their excellent performance module.

Mr. van de Venne attended the Medic One meeting. They put a new ambulance in service. Also, the number of trips made by Medic One in one month was approximately 1,200.

Mrs. Kacin attended the Planning Commission's Workshop. There was a discussion of an overlay district. There will be a Special Meeting on Tuesday, May 8, 2007, to discuss the overlay district. Also, several site plans were reviewed: Farbarik Site Plan, applicant is requesting to build a building on Lot No. 2 to house plumbing trucks and equipment. There is an application on Shag Bark Grove along Mamont Road to build a 10-lot residential development. A resident, Mary Neal, inquired about possibly rezoning her property on Sardis Road from R-3 to Mixed Use for a small business. This item may be considered by Council in the future. For the Cline Hollow Subdivision, the applicant is proposing 96 patio homes, zoned R-2 in the vicinity of Redstone Highlands. Applicant provided preliminary drawings for a new Walgreens drug store at the corner of Route 22 and School Road South across from Sheetz.

Mrs. Kacin stated that she, Mr. van de Venne, and Mr. Franke met with the Parks Department. The amount of grass which needs to be cut has doubled with the addition of the new fields at Murrysville Community Park.

Mr. Pavlik stated that he, Mrs. Kacin, and members of the Planning Commission, Mr. Rearick, and Mr. Barrett met with the Export Cooperative Action Committee. They discussed the impact of planning and building in Murrysville and the impact on the Borough of Export and how the

Municipality of Murrysville could cooperate in developing notifications and planning for the Borough of Export.

COMMUNITY DEVELOPMENT:

9A. CONSIDER SP-5-07 DUNKIN DONUT SITE PLAN AT 3980 WILLIAM PENN HWY., BUILDING ADDITION OF 525 SQ. FT. TO EXISTING 1,620 SQ. FT. BUILDING AND SHARED REVISION OF PEDESTRIAN OUTDOOR EATING AREA WITH ADJACENT DAIRY QUEEN IN THE B ZONING DISTRICT: Mrs. Kearns moved to approve subject to the terms and conditions as stated in Section VI of the Agenda Briefing. Mr. van de Venne seconded. All present voted aye. Motion approved.

9B. DISCUSSION PERTAINING TO THE AUTHORIZATION TO ADVERTISE ORDINANCE NO. 740-07, Z-4-06 - REQUEST BY MANOR DEVELOPMENT GROUP II, OWNER OF PROPERTY FORMERLY OWNED BY THE BUNCHER COMPANY AND THE BUNCHER FAMILY FOUNDATION, FOR AN AMENDMENT TO THE ZONING MAP TO REZONE AN APPROXIMATE 50 ACRE PORTION OF PROPERTY LOCATED AT ROUTE 22 AND BERLIN FARM ROAD, DESIGNATED BY INSTRUMENT NUMBERS 200607120033638 AND 639, FROM R-2 RESIDENTIAL TO B, GENERAL BUSINESS: Mr. Pavlik moved to table item until Council hears from the Planning Commission relative to an Overlay structure. Mrs. Kearns seconded. There was no vote on this motion.

9C. CONSIDER S-8-07 LONGVIEW ACRES PLAN ADDITION NO. 3, END OF LOCUST STREET, 30.7 ACRES, R-3 ZONING, PROPOSING TO CREATE TWO ADDITIONAL SINGLE-FAMILY LOTS WITH ONE REMAINING PARCEL SHARED BY A PRIVATE STREET, TAX MAP 49-16-12-0-053: Mr. Pavlik moved to approve subject to the conditions and restrictions particular that there be an Agreement for maintenance of that street. Mr. Nicolette seconded. All present voted aye. Motion approved.

ENGINEERING:

10A. CONSIDER APPROVAL OF WAIVER OF CHAPTER 97 STREET CONSTRUCTION STANDARDS RELATED TO SUMMERHILL DEVELOPMENT PLAN TO ACCEPT AS-BUILT CONSTRUCTION OF PRIVATE STREETS: Mrs. Kearns moved to approve with the provision as stated in the April 26, 2007, briefing that the slag base is acceptable to the engineers and that the modified binder material is accepted and the performance is deemed greater or equal to the ID-2 base and also with the provision that there is a \$300,000 maintenance bond in place for three years prior to the release of any further bonds. Mr. van de Venne seconded. Upon a roll call vote: Mr. Nicolette – yes, Mr. Brooks – yes, Mr. Pavlik – no, Mrs. Kacin – yes, Mr. van de Venne – yes, Mrs. Kearns – yes. Motion approved.

10B. CONSIDER RELEASE OF FINANCIAL SECURITY POSTED FOR IMPROVEMENTS AT THE SUMMERHILL PLAN IN AN AMOUNT AND AS RECOMMENDED BY THE

MUNICIPAL ENGINEER: Mrs. Kearns moved to approve the release of financial security in the amount of \$220,660.92 subject to the Municipality receiving the \$300,000 three-year maintenance bond. Mr. Nicolette seconded. All present voted aye. Motion approved.

ADMINISTRATION:

11A. CONSIDER APPROVAL OF RESOLUTION NO. 521-07 FOR FIELD USAGE AT MURRYSVILLE FACILITIES: Mr. Nicolette moved to approve. Mrs. Kearns seconded. Upon a roll call vote: Mr. Nicolette – yes, Mr. Brooks – yes, Mr. Pavlik – yes, Mrs. Kacin – no, Mr. van de Venne – yes, Mrs. Kearns – yes. Motion approved.

11B. CONSIDER ADOPTION OF LIST OF ITEMS AVAILABLE FOR GIFTING TO THE MUNICIPALITY OF MURRYSVILLE: Mr. Nicolette moved to approve. Mrs. Kearns seconded. There was no vote on this motion.

Mr. Pavlik moved to table item until the May 16, 2007, Council Meeting. Mr. Nicolette seconded. All present voted aye. Motion approved.

11C. CONSIDER AUTHORIZATION TO DONATE A 1993 AMBULANCE TO MEDIC ONE TO USE AS A TRADE-IN FOR A RECENTLY PURCHASED AMBULANCE. THE TRADE-IN VALUE IS \$2,500.00: Mr. Brooks moved to approve. Mrs. Kearns seconded. All present voted aye. Motion approved.

11D. CONSIDER RESOLUTION NO. 523-07 – POLICY ESTABLISHING PURCHASING PROCEDURES: Mrs. Kearns moved to approve. Mr. Brooks seconded. All present voted aye. Motion approved.

11E. CONSIDER RESOLUTION NO. 522-07 – POLICY FOR ADDRESSING CONTRACTUAL OVERRUNS AND CHANGE ORDERS: Mrs. Kearns moved to approve Resolution No. 522-07 – Policy for Addressing Contractual Overruns and Change Orders with the cap being \$25,000 for all contracts, collectively. Mr. Brooks seconded. All present voted aye. Motion approved.

11F. CONSIDER APPROVAL TO PARTICIPATE IN THE WESTMORELAND CLEANWAYS' ANNUAL HOUSEHOLD HAZARDOUS WASTE COLLECTION ON SATURDAY, SEPTEMBER 22, 2007, IN THE AMOUNT OF \$700.00: Mrs. Kearns moved to approve. Mr. Pavlik seconded. All present voted aye. Motion approved.

11G. CONSIDER APPROVAL OF SENATOR DON WHITE'S DONATION OF \$13,500 AS PRESENTED AT THE APRIL 4, 2007, COUNCIL MEETING: Mr. Brooks moved to approve. Mrs. Kearns seconded. All present voted aye. Motion approved.

NEW BUSINESS:

COUNCIL OF THE MUNICIPALITY OF MURRYSVILLE
REGULAR VOTING MEETING
May 2, 2007

- ✓ Mayor Somers stated the fire departments and the Murrysville Police Department did an excellent job handling the Route 22 accident, which occurred on April 30, 2007.
- ✓ Mrs. Kacin read an email, which was sent to her by the PCNC Station Manager. The email contained a letter of concern from a viewer.
- ✓ Mr. Brooks queried as to why there were no longer Spring and Fall Clean-Up days. Cherie Weber explained that residents are afforded two bulk pick-ups per month with the new trash contract, thus eliminating the need for the Clean-Up days.

OLD BUSINESS:

None.

OTHER BUSINESS:

None.

ACTION ITEMS:

- ✓ Council requested Staff provide the hours staff spends working at Pleasant Valley Park.
- ✓ John Barrett stated that Council would be provided with clarification on material bids.

ADJOURNMENT:

Mr. Nicolette moved to adjourn. Mr. Pavlik seconded. All present voted aye. Motion approved.

Time: 11:24 p.m.

JOHN M. BARRETT
CHIEF ADMINISTRATOR

cdw 06/14/07

cc: Mayor
Council
Community Development
Finance

Police
Public Works
Solicitor
Front Office/Library