

COUNCIL OF THE MUNICIPALITY OF MURRYSVILLE
REGULAR VOTING MEETING
February 20, 2008

Public Hearing on a request for the inclusion of Tax Map Parcel 49-12-00-0-048, 49-12-00-0-099, and 49-12-00-0-051 owned by Betsy Aiken and Arvind Paranjpe in the Agriculture Security Area. The Public Hearing began at 7:00 p.m. Present for the Public Hearing were Council Members Rege Synan, Jeffrey Franke, Nancy Kacin, Joan Kearns, Larry Nicolette, Dennis Pavlik, Theo van de Venne, Solicitor George A. Kotjarapoglus, Mayor Joyce Somers, and Chief Administrator, John Barrett.

Mr. Rearick, Director of Community Development, reported that Betsy Aiken owns three properties fronting Hilty and Farm Roads. The local Municipal Agricultural Security Advisory Committee as well as the Planning Commission has recommended approval. The Parcel meets all the requirements to be included in the area. The state code does require a hearing before Council can act on the matter. Mr. Rearick anticipates placement on the March agenda proposal for adoption by resolution.

No community input.

No Council input.

The Public Hearing concluded at 7:05 p.m.

Public Hearing on CU-1-08, Peretto #3 Gas Well, 3650 Hills Church Road, Tax Map 49-11-00-0-029; and Cherry Lane #1 and #2 Gas Wells, 4894 Cherry Drive, Tax 49-11-00-0-002, all three are in the R1 Zoning District. The Public Hearing began at 7:06 p.m. Present for the Public Hearing were Council Members Rege Synan, Jeffrey Franke, Nancy Kacin, Joan Kearns, Larry Nicolette, Dennis Pavlik, Theo van de Venne, Solicitor George A. Kotjarapoglus, Mayor Joyce Somers, and Chief Administrator, John Barrett.

Mr. Rearick mentioned a request by Wilkes Energy for drilling a gas well on the Peretto property before Hills Church Road. Two gas wells on Cherry Lane were discussed and reviewed by the Planning Commission. The Planning Commission did recommend limiting the hours of operation within the Municipality's standard operation. If they have to continue drilling to save the well, they will inform Police Dispatch. Wilkes Energy did agree in good faith.

Mr. Smith of Hampton Technical was present to answer any questions.

Mr. Nicolette asked if water tests had been conducted. Mr. Rearick informed they have been and DEP permits are in hand and the Municipality has the list on file.

Mr. Pavlik questioned the power to regulate entrances and exits on municipal roads. The Municipality will have the power to control entrances and exits.

Mrs. Kearns questioned if they are using the same existing entrance? Mr. Smith of Hampton Technical reported there will be a new access road off of Hills Church Road.

No community input.

The Public Hearing concluded at 7:15 p.m.

Council of the Municipality of Murrysville held a Regular Voting Meeting on Wednesday, February 20, 2008 at 7:16 p.m. in the Municipal Building. Present at the meeting were Council members Rege Synan, Jeffrey Franke, 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.

CALL TO ORDER: Mrs. Kacin called to order the Regular Voting Meeting of Wednesday, February 20, 2008.

DETERMINATION OF VOTING ORDER – ROLL CALL: Penny Fox determined the voting order and called the roll: Mr. Synan, Mr. Nicolette, Mr. Pavlik, Mrs. Kearns, Mr. Franke, Mrs. Kacin, and Mr. van de Venne

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

ANNOUNCEMENT OF UNLISTED AMENDMENTS:

Mr. Pavlik voiced a concern to discuss the agenda for the Council/Staff Retreat scheduled for February 23, 2008. Council directed to discuss this item under New Business.

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

CONSENT CALENDAR ITEMS:

4A. ACCOUNTS PAYABLE

4B. INVESTMENTS AND TRANSFERS

4C. DECEMBER 19, 2007, MEETING MINUTES

4D. JANUARY 7, 2008, MEETING MINUTES

4E. SEPTEMBER 19, 2007, MEETING MINUTES TABLED FOR FURTHER REVISION.

Mr. Pavlik moved to approve Consent Calendar Items except item E. Mr. Nicolette seconded. All present voted aye. Motion approved.

COMMUNITY INPUT: None

COMMENTS BY MAYOR SOMERS:

Mayor Somers reported that the Police Academy conducted its third session and continues to be a success. The Mayor encouraged Council members to attend a session to see what and how the police department functions.

Mayor Somers and staff members met with PennDOT to discuss the bridge construction on School Road South. PennDOT will build a design for the bridge and should be completed June, 2009. The Municipality is pleased with PennDOT in agreeing to keep the road open one way with stop signs just as it is now through out the construction.

Mayor Somers informed Council that Duff Park will lose the few parking spaces located on the road in front of Duff Park. PennDOT will provide the Municipality with a plan for additional seven spaces adjunct to the ones that already exist inside the park, left of the entrance.

Mayor Somers attended a meeting with Captain Liermann and Ms. Newman, Jason Altmire's Representative, to discuss possibilities for obtaining federal grants. Ms. Newman is collecting more data and has scheduled a meeting on March 4, 2008. At that time, the Mayor will receive clarification on what the Municipality is eligible for.

Mayor Somers reported that Mrs. Clarke, Director of Recreation, was named Citizen of the Year according to the February 20, 2008, *Star* Newspaper. Congratulations to Mrs. Clarke for the dedication of creating recreation activities for the children of Murrysville for the past 11 years. Mrs. Clarke is retiring at the end of March, 2008 and she will certainly be missed.

The Municipality has received eight applications for the Director of Recreation position. Mr. Barrett and the Mayor are planning to interview four applicants. After the initial interviews, they plan to bring in finalists for a second interview which will consist of a Council member, a member of the Personnel Board and Mrs. Clarke to become a final part of the hiring process. Mayor Somers asked Mrs. Kacin to appoint a Council member. Mrs. Kacin appointed Mrs. Kearns to be a part of this process.

Mayor Somers reported she will be in Harrisburg on March 2 and 3, 2008 to attend the Pennsylvania League of Cities and Municipalities' Board Meeting and Legislative Meeting. Should anything arise during that time, Mrs. Kacin will be Acting Mayor.

COMMENTS BY THE CHIEF ADMINISTRATOR:

Mr. Barrett reported a meeting on February 28, 2008 will take place with PennDOT and local legislators regarding the traffic lights on Route 22. Ongoing issues with the signals, inconsistency in how lights are functioning, hardware and software problems will be discussed. Hopefully, legislators will help in the funding of correcting this problem.

In preparation for the meeting on February 28, 2008, the Municipality has engaged Trans Associates to do the leg work for the Municipality on developing a proposal that would include the comprehensive analysis of lights. The funds will be coming out of Route 22 funds. The product that will be provided is a proposal of the review of the lights, answers to some basic questions with regards to same communities that have existing systems in place, how maintenance is addressed on their end, review of the maintenance logs of the lights so the Municipality will have a better knowledge of the issues that exist.

Mr. Barrett informed Council that the amount of maintenance the Municipality is extending is beyond the Municipality's control. This is an ongoing effort and he will keep Council updated on the developments.

Mr. Barrett asked Council about the renovations to the Administration Building. The main concept of the access route from Council work room to the Board Room is that acceptable? Council is in favor.

LIAISON AND COMMITTEE REPORTS:

Mrs. Kearns reported the Gifting Committee met on February 11, 2008 and talked about the dog park and how to recognize the donation on the gifting tree.

The Parks and Recreation Commission met and they reviewed Eagle Vista and Wingard minor subdivisions and recommended fee-in-lieu. They reviewed Bianca trail issues off of Wiestertown Road and will pass their recommendation onto the Planning Commission with outstanding concerns listed. Also, reviewed Pleasant Valley volunteer trail proposal and that will now go back to Engineering and the Parks Foreman for further review. The Parks and Recreation Commission was in favor of the proposal. Also discussed were the status of the proposed dog park and the extension of the water line at the Sears House at Murrysville Community Park. The Sears House does not have a functioning septic system.

Mr. Nicolette reported that the Pension Committee continues to finalize the Request for Proposal (RFP) for the investment consultant. The Pension Committee also looked at 457 Plans offered by the Municipality to the employees. Mr. Nicolette wants to make sure the Committee is doing their judiciary responsibility in providing the best options for the Municipal employees.

Mr. Nicolette reported that the Fiscal Sustainability Committee continues to work towards the report that will be presented in early summer before budget time.

Mrs. Kacin reported the Personnel Board cancelled the February, 2008 meeting due to lack of content.

ADMINISTRATION:

9A. CONSIDER APPROVAL OF ORDINANCE NO. 762-08, SARDIS VOLUNTEER FIRE DEPARTMENT PEMA LOAN. Mr. Nicolette moved to approve. Mr. Synan seconded. All present voted aye. Motion approved.

9B. CONSIDER APPROVAL OF ORDINANCE NO. 763-08, WHITE VALLEY VOLUNTEER FIRE DEPARTMENT – PEMA LOAN. Mrs. Kearns moved to approve. Mr. Nicolette seconded. All present voted aye. Motion approved.

9C. CONSIDER APPROVAL OF ORDINANCE NO. 764-08, WHITE VALLEY VOLUNTEER FIRE DEPARTMENT – PEMA LOAN. Mr. Franke moved to approve. Mrs. Kearns seconded. All present voted aye. Motion approved.

9D. CONSIDER APPROVAL OF EXTENDING THE RESIDENCY REQUIREMENT OF THE CHIEF ADMINISTRATOR. Mr. Pavlik moved to approve the residency requirement of the Chief Administrator for a period of one year subject to the condition that there would be no cost incurred to the Municipality in terms of vehicle and or mileage reimbursement. Mr. Franke seconded. All present voted aye. Motion approved.

ENGINEERING, PUBLIC WORKS, AND PARKS

10A. CONSIDER AUTHORIZATION TO ADVERTISE FOR THE REMALEY ROAD RECONSTRUCTION PROJECT, DPW-2-08. Mr. Nicolette moved to approve. Mr. Pavlik seconded. All present voted aye. Motion approved.

10B. CONSIDER AWARD OF CONTRACT FOR LANDSCAPE MAINTENANCE OF ADMINISTRATION BUILDING. Mrs. Kearns moved to table for two weeks. Mr. Pavlik seconded. All present voted aye. Motion approved. Mr. Nicolette requested a quote from a Murrysville landscaper.

NEW BUSINESS: Mr. Barrett informed Council of the agenda for the Council/Staff Retreat scheduled for February 23, 2008. Mr. Barrett will review last year's Retreat, and then commence with group communication activities. Will have discussion regarding Staff's list of goals and objectives for each department for 2008, what the Municipality's priorities are regarding goals, and consider Council's priorities for 2008 and beyond in document form. The major issues to be discussed are: Budget and Fiscal Issues, business growth and development pressures, Murrysville Community Park and Banner Parklet.

Mr. Pavlik made mention that items (i.e. Banner Parklet, specific ordinances, Murrysville Community Park, and the Overlay) noted need to be discussed at a Council Meeting and not at a Retreat where there is no electronic recording and minutes kept.

Mrs. Kacin made mention that these topics are going to be discussed so Council can place priority on a future agenda for Council Meetings. Council will keep discussion of topics to a minimum in order to place on future agendas.

OLD BUSINESS: None.

OTHER BUSINESS: Council directed Michele Clarke and John Barrett to develop a policy regarding alcohol in the parks with a pavilion. No alcohol permitted in the parks with ball fields. Council would like this item placed on future agenda.

EXECUTIVE SESSION: Council convened to an Executive Session (Legal Issue) at 8:00 p.m. and returned at 8:18 p.m. The following voting occurred as a result of the Executive Session:

APPROVAL TO HIRE ATTORNEY AYOUB FOR A FEE NOT TO EXCEED \$1,000 TO REVIEW THE MUNICIPALITY'S POSITION IN CASES RELATIVE TO THE MATTER OF

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MANOR DEVELOPMENT/ZONING HEARING BOARD SUIT. Mr. Pavlik moved to approve.
Mr. Nicolette seconded. All present voted aye. Motion approved.

•Postponement of February 28, 2008, Zoning Hearing Board Meeting to a later date as the mediation process is continuing forward.

ACTION ITEMS: None

ADJOURNMENT.

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

Time: 8:20 p.m.

JOHN M. BARRETT
CHIEF ADMINISTRATOR

Paf 03/06/08