

**MINUTES**  
**FOX CHAPEL BOROUGH COUNCIL MEETING HELD NOVEMBER 20, 2017**

PRESENT: Walter A. Scott, III, Mayor; Andrew C. Bennett, Council President; Thomas A. Karet, Harrison S. Lauer, Frederick C. Leech, Ann R. Meyer, Councilmembers; A. Bruce Bowden, Esq. Solicitor; Kevin A. Brett, Borough Engineer; Gary J. Koehler, Manager; Joy A. Hardt, Treasurer; Jeanine A. Mancuso, Assistant Treasurer; David M. Laux, Chief of Police; Dana A. Abate, Borough Secretary.

ABSENT: James M. Royston, Jay S. Troutman, Councilmembers.

Mr. Bennett called the meeting to order at 6:20 P.M.

Upon a motion duly made and seconded, the minutes of the Borough Council meeting held October 16, 2017 were unanimously approved.

**CONTRACT AWARD**

Crack Sealing

It was moved by Mrs. Meyer that the contract for crack sealing be awarded to Russell Standard in the amount of \$0.470 A.L.F. be approved. The motion was duly seconded and passed by unanimous vote. Council was informed that three phone bids were received for this work since the total contract price would be below \$19,700, the dollar limit established by the State for receipt of formal bids.

**ENVIRONMENTAL ADVISORY COUNCIL**

The following land disturbance application was reviewed by the EAC at its November 13, 2017 meeting:

Application No. 17-08: James R. Katz, d/b/a/ Pittsburgh Land Co.  
Lots 502 through 506 and Parcel A in "The Enclave" Resubdivision – Proposed Wellington Plan of Lots

Application No. 17-09: Robert & Katherine Hofmann  
115 Evergreen Drive  
New Single-Family Dwelling

Application No. 17-10: Richard & Kathleen Wallach  
770 Fairview Road  
New Single-Family Dwelling

It was moved by Mrs. Meyer that Application Number 17-09 be approved subject to any and all conditions imposed by the EAC. The motion was duly seconded and passed by unanimous vote. Approval of Application No. 17-08 was deferred due to the continuation of review by the Planning Commission. Application No. 17-10 was tabled pending receipt of additional information.

## PLANNING COMMISSION

### Wellington Plan of Lots

Mr. Lauer reported that the Planning Commission met prior to the Council meeting to review this Plan. He indicated that due to concerns expressed by abutting property owners regarding landslide risks and the need for additional review by the Board, the Planning Commission decided to meet on December 12 at 5 PM to continue discussion. Mr. Brett gave an overview of the concerns expressed by the residents regarding the disturbance of high risk soils and steep slopes and their request that the buffer zones for Lots 2 and 3 be increased. He also stated that there are other matters that need to be addressed. Council tabled action on the Plan pending further review by the Planning Commission.

## NEW BUSINESS

### Resolution No. 617

Mr. Brett presented the Phase 1 Consent Order and Agreement Source Flow Reduction Study dated December 2017 to Council for approval. He gave an overview of the Borough's progress to date regarding flow reduction which he indicated has been reduced by three percent. He indicated that that if the Borough continues to do what it is doing, the numbers should continue to go down.

Following discussion, it was moved by Mr. Lauer that Resolution No. 617 approving the Phase 1 Consent Order and Agreement Source Flow Reduction Study be adopted. The motion was duly seconded and passed by unanimous vote.

## FINANCIAL

### Payment of Bills

It was moved by Mr. Leech that the payment of bills for October 2017 (General Fund Vouchers 22708- 22795 - \$579,543.20) be approved. The motion was duly seconded and passed by unanimous vote.

## NEW BUSINESS cont.

### Budget Advertisement

It was moved by Mr. Lauer that the legal advertising of the proposed 2018 Budget, millage rate and sewer ordinance be approved. The motion was duly seconded and passed by unanimous vote.

### Resolution No. 615

It was moved by Mrs. Meyer that Resolution No. 615 adopting the Borough's Emergency Management Plan be approved as recommended by the Chief Laux. The motion was duly seconded and passed by unanimous vote.

Resolution No. 616

It was moved by Mr. Karet that Resolution No. 616 ratifying the Borough's and Allegheny County Emergency Management Plans and the National Incident Management System (NIMS) be adopted as recommended by Chief Laux. The motion was duly seconded and passed by unanimous vote.

Ordinance No. 702

It was moved by Mrs. Meyer that Ordinance No. 702 that restates the Borough's parking ordinance including prohibiting parking on both sides of Trillium Lane be enacted. The motion was duly seconded and passed by unanimous vote.

Crown Castle & Sprint

The Borough received a request from Crown Castle & Sprint to modify their existing telecommunications facilities at 261 West Chapel Ridge Road (Fox Chapel Methodist Church). Borough staff has reviewed the request and accompanying information and determined that it does not substantially change the physical dimensions of the existing tower or base station thereby eliminating the need to go through the Conditional Use process. This process has been approved in the past.

Accordingly, it was moved by Mr. Leech that the modification to the existing tower at 261 West Chapel Ridge Road be approved, including waiver of the requirement that a formal conditional use application be filed. The motion was duly seconded and passed by unanimous vote.

Reappointments

It was moved by Mr. Lauer that Austin P. Henry and Jay S. Troutman be reappointed to 3-year terms on the EAC, said terms expiring 1/1/21. The motion was duly seconded and passed by unanimous vote.

There being no other business to come before the Board, the meeting was adjourned at 7:10 PM.

DANA A. ABATE  
Borough Secretary