

MINUTES
FOX CHAPEL BOROUGH COUNCIL MEETING HELD APRIL 16, 2018

PRESENT: Walter A. Scott, III, Mayor; Andrew C. Bennett, President; Thomas A. Karet, Harrison S. Lauer, Frederick C. Leech, Ann R. Meyer, James M. Royston, Jay S. Troutman, Councilmembers; A. Bruce Bowden, Solicitor; Dave Kovac, LSSE; Gary J. Koehler, Manager; Joy A. Hardt, Treasurer; David M. Laux, Police Chief; Dana A. Abate, Borough Secretary; Dempsey D. Bruce, PWD; Chuck Smith, Sewer Supt.

ABSENT: James M. Royston, Councilmember.

Mr. Bennett called the meeting to order at 6:00 P.M.

PUBLIC HEARING

Mr. Bennett called the Public Hearing to order at 6:00 PM and asked for comments/questions from the audience regarding Conditional Use Application 18-01. There being none, the Public Hearing was closed at 6:01 PM.

Mr. Lauer reported that the Planning Commission met before the Council meeting to review Conditional Use Application 18-01 to install solar panels on a new pavilion in the rear yard at 104 Glenhaven Lane.

Mr. Lauer stated that the Planning Commission reviewed Application 18-01 to determine if it met the requirements of Section 43.8(a) thru (i) of the Borough of Fox Chapel Zoning Ordinance. He stated that the Planning Commission treated the Application as ground-mounted panels and noted that the Application departs from Section 43.8(b) requiring panels not exceed 8 feet in height above the ground. The applicant proposes 9-11 foot high solar panels designed as a pavilion. He stated that the Planning Commission recommended the exception to the height requirement because lowering the panels would not allow the dual use as panels and pavilion. The Planning Commission also required additional screening from the road and adjacent properties to meet the Ordinance. Accordingly, it was moved by Mr. Lauer that Conditional Use Application 18-01 be approved per Section 43.8(a) thru (i) of the Zoning Ordinance subject to the conditions noted. The motion was duly seconded and passed by unanimous vote.

Ordinance No. 705

Council was asked to consider an ordinance to approve, adopt and enact the codification for the Borough, to provide for the repeal of certain legislation not included therein, to save from repeal certain other legislation not included therein and to provide for penalties for tampering with the Code.

It was moved by Mr. Lauer that Ordinance No. 705 be enacted. The motion was duly seconded and passed by unanimous vote. Mr. Koehler thanked all those involved in the codification review process.

MINUTES

It was moved by Mrs. Meyer that the minutes of the February 19, 2018 meeting be approved as submitted. The motion was duly seconded and passed with Mr. Troutman abstaining since he was not in attendance.

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VISITORS

Fair Districts PA

Dana Kellerman appeared before Council representing Fair Districts PA, a nonpartisan, citizen-led organization existing for the purpose of ending partisan gerrymandering in PA by bringing about the creation of an impartial, independent citizens commission to take responsibility for determining the size and shape of legislative districts throughout the State. She asked that Council consider adopting a resolution that would support an amendment to the PA Constitution to assign the decennial task of both legislative and congressional redistricting to an independent citizens redistricting commission.

After discussion, it was the feeling of Council that it did not know its constituents thoughts on the matter and felt it needed time to determine that before taking a position. No action was taken on the matter.

Mandy Steele

Mandy Steele, 476 Old Mill Road, appeared again before Council to restate her desire to see large, vacant parcels of land in the Borough be kept as green space. She stated that she is continuing her efforts in this regard including trying to raise money for purchase of land.

BID AWARDS

Road Paving

This contract was bid to include Fox Chapel and O'Hara Township. It was recommended to award the Borough's share of the joint contract to the low bidder, Youngblood Paving, at the base bid of \$1,377,151.50, including Alternate Nos. 4 & 5 (\$141,607.75) subject to obtaining the required insurance certificates and bonds from Youngblood. The 2018 Paving Budget contains \$1.3M. In addition, due to the multiple freeze/thaw cycles this winter, it is estimated that the Borough will need to spend an additional \$50,000 for milling and paving sections on various roads throughout the Borough.

It was moved by Mr. Karet that the Borough's share of the joint 2018 Road Paving Contract be awarded to Youngblood Paving at the base bid of \$1,377,151.50, plus the cost for remedial repairs, subject to obtaining the required insurance certificates and bonds from Youngblood Paving. The motion was duly seconded and passed by unanimous vote.

Guide Rail

It was moved by Mr. Lauer to award the 2018 Guide Rail Contract to Green Acres Contracting at a cost of \$172,570.00. The motion was duly seconded and passed by unanimous vote.

Riverview Terrace Sewer Replacement

While prepping Riverview Terrace for paving, it was discovered that the sanitary sewer line was in poor condition and needed replaced versus lined. The project was advertised and six bids were received. The low bid was received from Independent Enterprises at a cost of \$620,950. Council was informed that this work was not budgeted in 2018 but monies can be reallocated and projects delayed for a year to cover the costs.

Following a brief discussion, it was moved by Mr. Troutman that the Riverview Terrace Sewer Replacement contract be awarded to Independent Enterprises at a cost of \$620,950. The motion as duly seconded and passed by unanimous vote.

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SHACOG

Bids were received by SHACOG for spring and summer commodities. Council was informed that in most cases, it is recommended that the contracts be awarded to the low bidder. The primary exceptions are where the low bidder is unable to manufacture to our specifications, material quality, availability or where the added travel time to the low bidder's site would more than offset any cost savings. The tabulation is as follows:

<u>MATERIAL</u>	<u>VENDOR</u>	<u>PRICE</u>
<u>Road Material</u>		
Crushed Gravel No. 8 (1B)	Lindy Paving	\$27.92/Ton Del.
Crushed Gravel No. 57 (2B)	Lindy Paving	\$27.77/Ton Del.
Crushed Gravel No. 3 (3A)	Lindy Paving	\$27.77/Ton Del.
Crushed Gravel No. 1 (4)	Lindy Paving	\$27.77/Ton Del.
Limestone 2A	Amerikohl	\$20.92/Ton Del.
Limestone No. 8 (1B)	Sterlingwood	\$28.43/Ton Del.
Limestone No. 57 (2B)	Sterlingwood	\$23.43/Ton Del.
Limestone No. 3 (3A)	Sterlingwood	\$23.43/Ton Del.
Limestone No. 1 (4)	Sterlingwood	\$23.43/Ton Del.
Limestone R-3 Rip-Rap	Sterlingwood	\$26.83/Ton Del.
Limestone R-4 Rip-Rap	Sterlingwood	\$26.83/Ton Del.
Limestone R-5 Rip-Rap	Hanson	\$32.03/Ton Del.
Limestone R-6 Rip-Rap	Hanson	\$34.00/Ton Del.
Gabion 4" - 8"	Sterlingwood	\$27.43/Ton Del.
Superpave 9.5 mm	Lane Construction	\$54.25/Ton FOB
Superpave 19 mm	Lane Construction	\$49.00/Ton FOB
Superpave 25 mm	Lane Construction	\$47.50/Ton FOB
Superpave 9.5 mm	Lindy	\$50.90/Ton FOB
Superpave 19 mm	Lindy	\$43.05/Ton FOB
Superpave 25 mm	Lindy	\$41.20/Ton FOB
<u>Line Painting</u>		
Single Line	Alpha Space	\$0.05/Ft.
Double Line	Alpha Space	\$0.102/Ft.
Crosswalk - 6" wide	Alpha Space	\$1.60/Ft.
<u>Traffic Signs and Posts</u>		
Yellow/Green 30" x 30"	Custom Products	\$59.26/Each Del.
Faces 24" x 30"	US Municipal	\$ 11.75/Each Del.
Faces 24" x 36"	Not Bid	
Faces 30" x 30"	US Municipal	\$ 15.75/Each Del.
Faces 30" Stop	US Municipal	\$ 12.50/Each Del.
1 Color-1 Side 24" x 30"	US Municipal	\$27.50/Each Del.
1 Color-1 Side 24" x 36"	Not Bid	
1 Color-1 Side 30" x 30"	US Municipal	\$36.45/Each Del.
1 Color-1 Side 30" Stop	US Municipal	\$31.50/Each Del.
10' Base - 2lb./ft.	Chemung Supply	\$15.00/Each Del.
10' Breakaway Post	Chemung Supply	\$26.00/Each Del.
12' Base - 2lb./ft.	Chemung	\$17.00/Each Del.

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<u>Manhole Adjusting Ring</u>	<u>SEWER</u>	
<u>26-1/2" Diameter</u>		
T = 1-3/4"	EJ	\$205.00/Each Del.
T = 2"	EJ	\$195.00/Each Del.
T = 2-1/2"	EJ	\$225.00/Each Del.
T = 3"	EJ	\$249.00/Each Del.

<u>Manhole Adjusting Ring</u>	<u>SEWER</u>	
<u>28-1/2" Diameter</u>		
T = 1-3/4"	EJ	\$190.00/Each Del.
T = 2"	EJ	\$190.00/Each Del.
T = 2-1/2"	EJ	\$198.00/Each Del.
T = 3"	EJ	\$237.00/Each Del.

<u>Manhole Casting/Cover</u>		
D = 26-1/2", H = 7	EJ	\$475.00/Each Del.
Frame Only	EJ	\$240.00/Each Del.
Cover Only	EJ	\$235.00/Each Del.
D = 28-1/2", H = 7	EJ	\$245.00/Each Del.
Frame Only	EJ	\$120.00/Each Del.
Cover Only	EJ	\$125.00/Each Del.

<u>Manhole Lids</u>	<u>(A)</u>	
D = 26-1/2",	EJ	\$235.00/Each Del.
D = 28-1/2",	EJ	\$125.00/Each Del.

<u>Type "M" Inlet</u>		
Frame + Grate w/Bicycle Grate- 3"	EJ	\$385.00/Each Del.
Bicycle Grate 2' x 4' - 3"	EJ	\$262.00/Each Del.
Frame-3"	EJ	\$123.00/Each Del.
Frame-8"	EJ	\$419.37/Each Del.
Frame-10"	EJ	\$387.00/Each Del.

<u>Standard Box w/Base 2' x 4'</u>		
H = 24"	Wine	\$205.00/Each Del.
H = 30"	Wine	\$240.00/Each Del.
H = 36"	Wine	\$245.00/Each Del.
H = 42"	Wine	\$304.00/Each Del.
H = 48"	Wine	\$314.00/Each Del.
H = 60"	Wine	\$412.00/Each Del.

<u>Standard Box w/o Base</u>	<u>2' x 4'</u>	
H = 24"	Wine	\$140.00/Each Del.
H = 30"	Wine	\$200.00/Each Del.
H = 36"	Wine	\$225.00/Each Del.
H = 42"	Wine	\$275.00/Each Del.
H = 48"	Wine	\$280.00/Each Del.
H = 60"	Wine	\$360.00/Each Del.

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Catch Basin Risers 2 x 4

	(B)	
4"	Wine	\$56.00/Each Del.
6"	Wine	\$56.00/Each Del.
8"	Wine	\$75.00/Each Del.
12"	Wine	\$75.00/Each Del.
18"	Wine	\$131.00/Each Del.
24"	Wine	\$136.00/Each Del.
30"	Wine	\$201.00/Each Del.
36"	Wine	\$223.00/Each Del.
42"	Wine	\$260.00/Each Del.

Corrugated Polyethylene Pipe

4" Pipe	Walsh Equipment	\$ 0.32/Ft. Del.
6" Pipe	Walsh Equipment	\$ 0.82/Ft. Del.
8" Pipe	Walsh Equipment	\$ 1.71/Ft. Del.
12" Pipe	Walsh Equipment	\$ 3.78/Ft. Del.
15" Pipe	Walsh Equipment	\$ 5.08/Ft. Del.
18" Pipe	Walsh Equipment	\$ 7.35/Ft. Del.
24" Pipe	Walsh Equipment	\$13.07/Ft. Del.
4" Couplers	Walsh Equipment	\$ 1.14/Each Del.
6" Couplers	Walsh Equipment	\$ 2.05/Each Del.
8" Couplers	Walsh Equipment	\$ 3.31/Each Del.
12" Couplers	Walsh Equipment	\$ 5.03/Each Del.
15" Couplers	Walsh Equipment	\$ 7.07/Each Del.
18" Couplers	Walsh Equipment	\$10.32/Each Del.
24" Couplers	Walsh Equipment	\$16.88/Each Del.

Heavy Duty Corrugated Pipe

Smooth Interior

12" Pipe	Walsh Equipment	\$ 4.06/Ft. Del.
15" Pipe	Walsh Equipment	\$ 5.35/Ft. Del.
18" Pipe	Walsh Equipment	\$ 7.85/Ft. Del.
24" Pipe	Walsh Equipment	\$ 12.76/Ft. Del.
30" Pipe	Walsh Equipment	\$ 17.93/Ft. Del.
12" Couplers	Walsh Equipment	\$ 5.03/Each Del.
15" Couplers	Walsh Equipment	\$ 7.07/Each Del.
18" Couplers	Walsh Equipment	\$ 10.32/Each Del.
24" Couplers	Walsh Equipment	\$ 16.88/Each Del.
30" Couplers	Walsh Equipment	\$ 27.36/Each Del.
4" Wyes	Walsh Equipment	\$ 8.76/Each Del.
6" Wyes	Walsh Equipment	\$ 15.42/Each Del.
4" Tees	Walsh Equipment	\$ 8.76/Each Del.
6" Tees	Walsh Equipment	\$ 15.42/Each Del.

SDR 35 PVC Pipe

6"	Culverts	\$ 2.95/Ft. Del.
8"	Culverts	\$ 4.55/Ft. Del.
12"	Culverts	\$ 9.95/Ft. Del.
15"	Culverts	\$14.90/Ft. Del.
18"	Culverts	\$32.00/Ft. Del.
24"	Culverts	\$63.00/Ft. Del.

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Corrugated Polyethylene PipeHeavy-Duty w/Bell End

4" Pipe	Walsh Equipment	\$ 0.82/Ft. Del.
6" Pipe	Walsh Equipment	\$ 1.59/Ft. Del.
8" Pipe	Walsh Equipment	\$ 2.36/Ft. Del.
10" Pipe	Walsh Equipment	\$ 3.43/Ft. Del.
12" Pipe	Walsh Equipment	\$ 4.10/Ft. Del.
15" Pipe	Walsh Equipment	\$ 5.41/Ft. Del.
18" Pipe	Walsh Equipment	\$ 8.21/Ft. Del.
24" Pipe	Walsh Equipment	\$13.61/Ft. Del.
30" Pipe	Walsh Equipment	\$19.02/Ft. Del.
36" Pipe	Walsh Equipment	\$24.25/Ft. Del.
48" Pipe	Walsh Equipment	\$38.50/Ft. Del.
60" Pipe	Walsh Equipment	\$76.60/Ft. Del.

Wood Carpet PlaygroundMaterial

50 c.y.	Tangiers	\$28.99/c.y./Del.
100 c.y.	Tangiers	\$26.99/c.y./Del.

Ballfield Mixture

Federouch	\$35.00/Ton Del.
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Top Soil

Tangiers	\$23.75/T/cy/Del.
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Following review, it was moved by Mrs. Meyer that Borough staff be authorized to enter into contract agreements for commodities the Borough requires with the above vendors who can provide them. The motion was duly seconded and passed by unanimous vote. It is understood that the Borough is not compelled to purchase its requirements of these commodities from these vendors so long as alternative purchases meet legal requirements.

PWD Truck

Mr. Koehler reported that Council approved the purchase of a 2018 Chevrolet Silverado at its February meeting at a cost of \$30,700 through CoStars Contract #025-180. It has since been discovered that the truck is not available in the color green but is available in green in a Ford F250 at a cost of \$31,863 from Allegheny Ford Truck through PA CoStars Contract #025-149. Mr. Koehler indicated that while the Ford truck cost is an additional \$1,163, it has an aluminum body and bed and, therefore, will not rust allowing for longer service for the department. He recommended award of the truck.

Accordingly, it was moved by Mr. Leech that a contract with Allegheny Ford Truck for the purchase of one, 2019 Ford F250 through CoStars Contact #025-149 at a price of \$31,863 be approved. The motion was duly seconded and passed by unanimous vote.

FINANCIAL

Payment of Bills

It was moved by Mr. Troutman that the payment of bills for February and March 2018 (General Fund Vouchers 23080-23303, \$607,152.84) be ratified for payment. The motion was duly seconded and passed by unanimous vote.

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NEW BUSINESS

Act 172 – Tax Credits for Volunteer Fire Departments/EMS

In lieu of a tax credit, the Fire Department has requested that the money budgeted be spent on new safety jackets for winter/summer use. Accordingly, it was moved by Mr. Troutman that the budgeted money for Act 172 be used to purchase safety jackets for the Fire Department, said amount not to exceed \$12,000. The motion was duly seconded and passed by unanimous vote.

Employee Policy Manual

Due to liability concerns regarding receipt of unsolicited employment applications, it is recommended that the Employee Policy Manual be revised (Article XV, Hiring and Promotions, Section 15.05, Application/ Resume) by adding the following language which was approved by legal counsel:

Unsolicited Applications/Resumes - The Borough of Fox Chapel does not accept unsolicited employment applications, resumes or letters of inquiry from persons seeking employment with the Borough. When unsolicited employment applications are received, the Borough will return the original materials to the applicant. The Borough does not maintain any copies of unsolicited application materials.

It was moved by Mr. Lauer that the Employee Policy Manual be revised as previously noted. The motion was duly seconded and passed by unanimous vote.

Cable TV Franchise Renewal

It was moved by Mr. Lauer that Cohen Law Group be approved to negotiate a cable franchise agreement with Verizon and Comcast on behalf of the Borough as part of the NHCOCG. The motion was duly seconded and passed by unanimous vote.

OTHER

Mayor Scott stated that he would like to publicly thank the Smith family, 102 Haverford Road, for its continued financial support for the Fire Department truck fund. He will write a letter to the family thanking them for their generous financial contributions to the Department.

There being no more business to come before Council, the meeting was adjourned at 7:05 PM.

DANA A. ABATE
Borough Secretary

BOROUGH OF FOX CHAPEL

APPROVAL OF BILLS PAID

February 2018

GENERAL FUND VOUCHERS 23080 - 23204 \$ 392,099.50

MOTION TO APPROVE BY

Jay Troutman

SECONDED BY

Ann Meyer

DATE

4-16-18

	AYE	NAY	ABSENT
Andrew C. Bennett	<u>✓</u>	<u> </u>	<u> </u>
Jay S. Troutman	<u>✓</u>	<u> </u>	<u> </u>
Ann Meyer	<u>✓</u>	<u> </u>	<u> </u>
Thomas Karet	<u>✓</u>	<u> </u>	<u> </u>
Harrison Lauer	<u>✓</u>	<u> </u>	<u> ✓</u>
James Royston	<u> </u>	<u> </u>	<u> </u>
Frederick Leech	<u>✓</u>	<u> </u>	<u> </u>

BOROUGH OF FOX CHAPEL

APPROVAL OF BILLS PAID

March 2018

GENERAL FUND VOUCHERS

23205 - 23303

\$ 215,053.34

MOTION TO APPROVE BY

Jay Troutman

SECONDED BY

Ann Meyer

DATE

4-16-18

	AYE	NAY	ABSENT
Andrew C. Bennett	<u>✓</u>	<u>_____</u>	<u>_____</u>
Jay S. Troutman	<u>✓</u>	<u>_____</u>	<u>_____</u>
Ann Meyer	<u>✓</u>	<u>_____</u>	<u>_____</u>
Thomas Karet	<u>✓</u>	<u>_____</u>	<u>_____</u>
Harrison Lauer	<u>✓</u>	<u>_____</u>	<u>_____</u>
James Royston	<u>_____</u>	<u>_____</u>	<u>✓</u>
Frederick Leech	<u>✓</u>	<u>_____</u>	<u>_____</u>