



BOROUGH OF DORMONT

1444 Hillsdale Ave.
Pittsburgh, PA, 15216-2019
TEL:(412)561-8900
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www.boro.dormont.pa.us

BOROUGH MANAGER
BENJAMIN ESTELL

MAYOR
PHIL ROSS

SOLICITOR
CAFARDI FERGUSON WYRICK WEIS +
STOTLER LLC

MEMBERS OF COUNCIL
JOAN HODSON, PRESIDENT
KATE ABEL, VICE PRESIDENT
JEFF FABUS
DREW LEHMAN
JOHN MAGGIO
ROBERT PALMIERI
DANIELE VENTRESCA

Agenda Meeting July 31, 2017 7:00 PM

I. Call to Order

II. Pledge of Allegiance

III. Registered Comments from the Public

IV. Consent Agenda

- A. Motion to Approve the Council Meeting Minutes of July 3, 2017(Requested by Vickie McGurk, Borough Council)
- B. Motion to Authorize the Borough Manager to Sell the Following Borough Assets: 1) 1993 Ford F250 4X4 with a 5.8 Liter Engine 2) 2000 Mauldin Roller Model 4000 Tow Behind, 1 Ton with 2 Ton Compaction Rating, with 18 HP Kohler Engine(Requested by Benjamin Estell, Borough Council)

V. Action Items

- 1. An Ordinance of the Borough of Dormont, County of Allegheny, Commonwealth of Pennsylvania Amending Chapter 195-26 to Provide for Meter Parking at the Hillsdale/West Liberty Avenue Corner Lot and Further Providing for Severance and Repeal.(Requested by Benjamin Estell, Borough Council)
- 2. An Ordinance of the Borough of Dormont, Allegheny County, Pennsylvania, Amending the Borough of Dormont Codified Book of Ordinances, Part II, General Legislation, Chapter 153, Peace and Good Order, Section 5, Noise Restrictions.(Requested by Benjamin Estell, Borough Council)

VI. Public Comment

VII. Adjournment

VIII. Communications

A. General

1. Council Committee Names and Descriptions



MEMORANDUM

Date: July 31, 2017

To: Borough Council

From: Vickie McGurk, Supervisor

Subject: Motion to Approve the Council Meeting Minutes of July 3, 2017



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Regular Meeting July 3, 2017 7:00 PM

Attachment: Council Meeting Minutes 07-03-2017 (1481 : Council Meeting Minutes)

1. Call to Order

The meeting was called to order at 7:00 PM by

2. Pledge of Allegiance

3. Roll Call

Members:

John Maggio

Council President Joan Hodson

Jeff Fabus

Council Vice President Kate Abel

Daniele Ventresca

Robert Palmieri

Drew Lehman -- **Absent**

Staff:

Phil Ross Mayor

Haley Orlofske Junior Councilmember

Mike Bisignani Chief

Mat Davis Chief

4. Registered Comments from the Public

None.

5. Committee Reports

Finance and Legal: Fabus gave a summary from May 31, 2017 Budget Report.

Properties, Supplies and Planning: Fabus briefed on the Passive Park, the potential dog park and holiday decorations; the flags and flowers on Potomac look very nice.

Seth Davis, 3061 Latonia Avenue RE: Planning Commission update; business district discussion, Towne Center agreement, Dream Dormont Comprehensive Plan and the parks.

Palmieri gave an update on the last Stormwater Authority meeting; the audit, budget and stormwater pipe cleaning, partnership with businesses and Mian Street.

Public Safety/Service: Abel informed that she spoke with the manager and they agreed to do away with the weekly packets to free up some of the Police Officers time.

Able informed that Bryan Taylor submitted an application to be an alternate on the Civil Service Commission; two others can be appointed. Abel stated the next Public Safety/Service Committee meeting will be held on July 10th; discussion of the budget will be one of the topics. Dormont Day is tomorrow.

Chief Bisignani informed that the Police Department responded to 209 calls of service during the month of June. Bisignani stated that he is anticipating Officer Barnes to be back on July 10th from his time with the military; the department will be full staffed after 1 1/2 years.

Chief Davis informed that the Fire Department responded to 22 calls of service and had 18 hours of training for the month of June. Davis briefed on the DVFD's decision to act as the quick response service by beginning EMS service. Davis stated that the DVFD won't transfer patients; letters went out to all of the property owners and third party monitoring companies regarding smoke detectors.

Community Affairs/Recreation: Ventresca briefed on their discussion topics for this months committee meeting July 6th. Ventresca briefed on upcoming Recreation events in the Borough; movie in the park, oldies dance, Christmas in July and Dormont Day.

6. Comments from the Mayor

Nothing at this time.

7. Council President's Report

Hodson briefed on a comment made by a resident last month about the behavior of council during meetings. Hodson stated that she hopes that council can put their differences aside and work together moving forward for a common good.

Hodson stated that we will be bringing back the following six Council Committees: Finance & Legal; Community Affairs & Recreation; Public Safety; Properties, Supplies & Public Works; Planning & Sustainability; Business District Relation & Development. Hodson informed that the chairs of these committees have yet to be determined. Hodson stated that they are still working on the definitions of each committee and when it is finalized they will have it out to council and public.

8. Borough Manager's Report

Estell briefed on the progress of the dog park, flags on Potomac, new police department and public works vehicles, financial study for parking garage may be done by IRR, marquee at the park, the Borough website and construction throughout the Borough.

Estell encouraged residents to come to the 4th of July fireworks at Dormont Park and asked that any residents setting off their own fireworks to use caution and keep their neighbors in mind.

Estell briefed on two new ordinances that will be up for consideration next month; one regarding Act 172 and the noise ordinance.

Palmieri gave a suggestion on how to enhance the noise ordinance.

Estell and Davis briefed on the construction on the Mt. Lebanon tunnel project; the work is inside the tunnel.

Fabus informed that the Jennifer Taylor is going to contact the Port Authority to see if they can get cigarette butt containers at the bus stops.

9. Consent Agenda

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Daniele Ventresca
SECONDER:	Kate Abel, Council Vice President
AYES:	Maggio, Hodson, Fabus, Abel, Ventresca, Palmieri
ABSENT:	Drew Lehman

- a. Motion to Accept the Council Meeting Minutes 06-05-2017(Requested by Benjamin Estell, Borough Council)
- b. Warrant List June 2017(Requested by Sherri Pruce, Administration)
- c. Motion to Accept Manager's Report for June 2017(Requested by Benjamin Estell, Borough Council)
- d. Motion to Accept the Fire Department Report May 2017(Requested by Benjamin Estell, Borough Council)
- e. Engineer's Report(Requested by Wayne McVicar, Administration)
- f. Motion to Accept the June 2017 Zoning Report(Requested by Kristin Hullihen, Borough Council)
- g. Motion to Appoint Robert Palmieri to Represent the Borough of Dormont to the South Hills Area Council of Governments(Requested by Benjamin Estell, Borough Council)
- h. Motion to Appoint Jeffrey Fabus to Represent the Borough of Dormont as Alternate to the South Hills Area Council of Governments(Requested by Benjamin Estell, Borough Council)
- i. Motion to Accept Resignation of Joan Hodson from Medical Rescue Team South Authority Board.(Requested by Benjamin Estell, Borough Council)
- j. Motion to Appoint Jason Walsh to Medical Rescue Team South Authority Board(Requested by Benjamin Estell, Borough Council)
- k. Motion to Approve the Recommendation of the Manager to Hire a Public Relations Intern at a Rate of \$15 Per Hour, with Salary Expense Not to Exceed \$5400(Requested by Benjamin Estell, Borough Council)
- l. Town Center Associates Consultant Agreement(Requested by Benjamin Estell, Borough Council)
- m. Motion to Waive Fee for Main Street Sign Application and Approve Use of Borough Property for Sign Locations(Requested by Benjamin Estell, Borough Council)

10. Action Items

- a. Motion to Approve Resolution 9, 2017, a Resolution of the Borough of Dormont, Allegheny County, Commonwealth of Pennsylvania, Exonerating the Tax Collector of the Borough of Dormont, Namely Harvey Lieberman, for the Taxable Year of 2016, in Accordance with the Tax Collector's Report Which was Dated January 8, 2017.(Requested by Benjamin Estell, Borough Council)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jeff Fabus
AYES:	Maggio, Hodson, Fabus, Abel, Ventresca, Palmieri
ABSENT:	Drew Lehman

- b. **Motion to:** Motion to Appoint Brian Taylor as an Alternate to the Civil Service Commission.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kate Abel, Council Vice President
SECONDER:	Daniele Ventresca
AYES:	Maggio, Hodson, Fabus, Abel, Ventresca, Palmieri
ABSENT:	Drew Lehman

- c. **Motion to:** Motion to Appoint Mr. Palmieri to the Stormwater Authority.

Motion by Fabus, Second by Palmieri.

Abel feels that it's a bad precedent to set to appoint a seated member of council to a board or authority.

Fabus stated that Mr. Palmieri is highly qualified for the position and passionate about the subject.

Seth Davis, 3061 Latonia Avenue, doesn't think Mr. Palmieri should be appointed.

Bob Hutchison, 1332 Illinois Avenue, Illinois Avenue one-way traffic.

Palmieri withdrew his application to the authority.

Fabus rescinded the motion.

11. Discussion Items

Palmieri briefed on the last SHACOG meeting that he attended.

Fabus asked for a status on the wall construction at the Library.

Aime Downs, 1442 Edgehill Avenue RE: Update on the wall construction at the Library.

12. Citizens' Comments

Monique Fontaine, 1454 Alabama Avenue RE: Asking council to allow BYOB at the Oldies Dance. The dance is at 7pm at \$10 per person, \$15 per couple.

13. Adjournment

The meeting was closed at

- a. **Motion to:** Motion to Adjourn.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jeff Fabus
SECONDER:	Kate Abel, Council Vice President
AYES:	Maggio, Hodson, Fabus, Abel, Ventresca, Palmieri
ABSENT:	Drew Lehman



MEMORANDUM

Date: July 31, 2017

To: Borough Council

From: Benjamin Estell, Borough Manager

Subject: Motion to Authorize the Borough Manager to Sell the Following Borough Assets: 1) 1993 Ford F250 4X4 with a 5.8 Liter Engine 2) 2000 Mauldin Roller Model 4000 Tow Behind, 1 Ton with 2 Ton Compaction Rating, with 18 HP Kohler Engine

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With the arrival of the new F250 and Asphalt Roller, the Public Works Superintendent has requested the disposal of the newly displaced equipment. The 1993 Ford F250 and the 2000 Mauldin Roller are no longer needed by the department and should be sold as is. I recommend Council vote to authorize the sale of these two pieces of equipment so we may remove them from our insurance coverage and provide enough space to house the replacement equipment.



MEMORANDUM

Date: July 31, 2017

To: Borough Council

From: Benjamin Estell, Borough Manager

Subject: An Ordinance of the Borough of Dormont, County of Allegheny, Commonwealth of Pennsylvania Amending Chapter 195-26 to Provide for Meter Parking at the Hillsdale/West Liberty Avenue Corner Lot and Further Providing for Severance and Repeal.

OFFICIAL
BOROUGH OF DORMONT
ORDINANCE NO.

AN ORDINANCE OF THE BOROUGH OF DORMONT, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA AMENDING CHAPTER 195-26 TO PROVIDE FOR METER PARKING AT THE HILLSDALE/WEST LIBERTY AVENUE CORNER LOT AND FURTHER PROVIDING FOR SEVERANCE AND REPEAL.

WHEREAS, the Borough Dormont wishes to add meter parking to the lot located at the corner of Hillsdale and West Liberty Avenue; and

WHEREAS, Chapter 195 of the Dormont Code of Ordinances provides for metered parking in designated areas;

NOW THEREFORE, BE IT, AND IT HEREBY IS, ENACTED by the affirmative vote of a majority of all members of the Borough Council as follows:

1. Chapter 195-26 is amended to add a paragraph 9 which shall read as follows:

(9) Hillsdale/ West Liberty Avenue Lot. These off-street parking areas are located at Parcel Identification Nos. 0098-D-00380-0000-00 and 0098-D-00382-0000-00. On all days, parking in the off-street parking area is hereby limited to a period of time not in excess of 10 hours, between the hours of 8:00 a.m. and 6:00 p.m., Eastern standard time or daylight-saving time, as the case may be.

2. Any ordinance or parts of ordinances inconsistent with this Ordinance are hereby repealed.

3. Should any sentence, section, clause, part or provisions of this Ordinance amendment be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part declared to be invalid.

4. This Ordinance shall become effective immediately.

THE BOROUGH OF DORMONT ORDAINS AND ENACTS AND IT IS HEREBY ORDAINED AND ENACTED INTO LAW BY THE BOROUGH COUNCIL OF THE BOROUGH OF DORMONT THIS ___ DAY OF _____, 2017.

ATTEST:

BOROUGH OF DORMONT

By:

Ben Estell

Borough Manager/Secretary

By:

Joan Hodson

President

Examined and approved by me this _____ day of _____, 2017.

By:

Phil Ross

Mayor

Attachment: ORDINANCE TO ADD A PARKING LOT TO EXISTING ORDINANCE 195 (1479 : Ord for Hillisdale Lot Meters)



MEMORANDUM

Date: July 31, 2017

To: Borough Council

From: Benjamin Estell, Borough Manager

Subject: An Ordinance of the Borough of Dormont, Allegheny County, Pennsylvania, Amending the Borough of Dormont Codified Book of Ordinances, Part II, General Legislation, Chapter 153, Peace and Good Order, Section 5, Noise Restrictions.

BOROUGH OF DORMONT
ALLEGHENY COUNTY, PENNSYLVANIA
ORDINANCE NO.:

AN ORDINANCE OF THE BOROUGH OF DORMONT, ALLEGHENY COUNTY, PENNSYLVANIA, AMENDING THE BOROUGH OF DORMONT CODIFIED BOOK OF ORDINANCES, PART II, GENERAL LEGISLATION, CHAPTER 153, PEACE AND GOOD ORDER, SECTION 5, NOISE RESTRICTIONS.

WHEREAS, the Borough of Dormont wishes to provide a safe, enjoyable, and healthy community;

WHEREAS, the World Health Organization guideline values for annoyance have been set at 50 or 55dBA, representing daytime levels below which a majority of the adult population will be protected from being moderately or seriously annoyed, respectively;

WHEREAS, the Borough of Dormont has received numerous complaints of noise from private recreational activities;

NOW, THEREFORE, be it **ORDAINED** and **ENACTED** by the Council of the Borough of Dormont:

Section 1. The Dormont Borough Codified Book of Ordinances, Part II, General Legislation, Chapter 153, Peace and Good Order, Section 5, Noise Restrictions, is hereby amended to read as follows:

§ 153-5. Noise restrictions.

- A. No operation or activity shall cause or create noise in excess of the sound levels prescribed below. The noise shall be measured on an A-weighted scale of a sound-pressure-level meter which conforms to the standards prescribed by the American National Standards Institute (ANSI), New York, New York, in Specifications for Sound Level Meters, S1.4-1971, or latest revised edition. If an A-weighted sound device is not present, a violation will be deemed to have occurred if the sound is audible to any degree to a police officer or a code enforcement officer located a distance of not less than 75 feet from the source of the sound.

- (1) Residential districts. At no point beyond the boundary of any lot within these districts shall the exterior noise level resulting from any use or activity located on such lot exceed a maximum of 68 dBA.
 - (2) Commercial districts. At no point on or beyond the boundary of any lot within these districts shall the exterior noise level resulting from any use or activity located on such lot exceed a maximum of 65 dBA for more than eight hours during any twenty-four-hour period.
 - (3) Where two or more zoning districts in which different noise levels are prescribed share a common boundary, the most restrictive noise level standards shall govern.
- B. Any violation of the above Subsection A(1), (2) and (3) shall be considered to be a violation of this section and are hereby declared to constitute a public nuisance and shall be punishable by a fine of up to \$1,000 and 30 days in jail.
- C. The following uses or activities shall be exempted from the noise regulations:
- (1) Noises emanating from construction or maintenance activities between 7:00 a.m. and 9:00 p.m.
 - (2) Noises caused by safety signals, warning devices and other emergency-related activities or uses.
 - (3) Noises emanating from public recreational uses between 7:00 a.m. and 11:00 p.m.
 - (4) Noises emanating from the delivery of public services such as street maintenance, snow removal and solid waste and recycling pickup.
- D. In addition to the above regulations, all uses and activities within the Borough of Dormont shall conform to all applicable county, state and federal regulations. Whenever the regulations contained herein are at variance with any other lawfully adopted rules or requirements, the more restrictive shall govern.

Section 2. Repealer. All ordinances or parts of ordinances in conflict herewith are hereby repealed, including

Section 3. Severability. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Borough Council of the Borough of Dormont hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 4. Effective Date. This Ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect on the date of adoption by the Borough Council.

ORDAINED AND ENACTED this ___ day of _____, 2017 at a duly assembled public meeting.

ATTEST:

BOROUGH OF DORMONT

Benjamin R. Estell, Secretary

Council President

Attachment: Ordinance Amending Chapter 153 Section 5 noise ordinance (1480 : Ord to Amend Noise Ordinance)

- i. **Finance & Legal Committee:** The Finance & Legal Committee shall have the responsibility of reviewing and making recommendations regarding taxation, appropriations, and the pursuit of other revenues used for borough operations, including those pertaining to the borough's capital budget and operating budget. The committee shall examine all bills before the same are presented for payment, recommend negotiations and renewal of loans and make or have a report of the budget monthly. All matters with respect to taxes, municipal claims, annual budget, audit, insurance, office personnel and all manner of suits, claims or reckonings by or against the borough shall be referred to it to investigate and report to the council with its recommendations.
- ii. **Recreation and Community Affairs Committee:** The Recreation and Community Affairs Committee shall consider all business pertaining to the parks, pool, summer program and general recreation. Such committee shall see that all buildings, apparatus and equipment used in connection with the parks and pools are kept in good repair. It shall investigate all matters with respect to parks and pool maintenance, personnel, equipment and supplies and make report to the Council with its recommendations. The committee shall consider all business and matters pertaining to the health, general welfare and public relations of the borough. Said committee shall be further charged with the responsibility of directing or disseminating any and all information to keep its citizenry well-informed on all matters of public interest.
- iii. **Public Safety and Building & Code Enforcement Committee:** The Public Safety and Building & Code Enforcement Committee shall consider all business pertaining to public safety and property construction and maintenance, not otherwise delegated to other committees, including erection of overhead signs, poles, wires, operation of street railways and other utilities, in the roadways of the borough, in the conduct of the regulation of traffic, and building and property maintenance codes. The committee shall investigate and report to the council with suggestion and recommendations with respect to all matters referred to it on any subject that may insure to the greater safety and comfort of the public in and about the roadways, public places, and commercial and residential properties of the borough. Accordingly, the fire chief and police chief shall consult with the committee, and through it, make recommendations to the council.
- iv. **Property, Supplies & Public Works Committee:** The Property, Supplies & Public Works Committee shall consider all business or matters pertaining to repairs and improvements to streets, alleys and thoroughfares of the borough and improvements, and see that the same are kept clean and in good repair, and shall consider all business or matters pertaining to printing the necessary forms, ordinances, notices, signs, rules and other things of a similar nature pertaining to the work of the borough or any of its officers or departments. It shall investigate and report to the council its recommendation for the purchase of materials, supplies and equipment. It shall see to the property operation, maintenance and management of the Municipal Center. The matter of planting, pruning and

removing all shade trees of the borough shall be referred to this committee. The public works director and the borough engineer shall consult with the committee as and when the committee desires. The matter of public works personnel and street lighting shall be referred to this committee. It shall consider the placing, replacing or removal of lights and shall report to the council with its recommendations.

- v. **Planning, Sustainability, and Inclusion Committee:** The Planning and Sustainability Committee shall consider and investigate all business or matters pertaining to the zoning laws of the borough, except as otherwise provided by law, and report to council with its recommendations. All matters with respect to long-term planning, such as locations for new public buildings, civic centers, street parkways, parks, playgrounds or any other public ground or public improvement or any widening, extension or relocation of the same, or any change in the borough plan, shall be referred to this committee. It shall make recommendations to the council from time to time, concerning such matters for action by the council and, in so doing, have regard for the present conditions and future needs and growth of the borough and the distribution and relative location of all the principal and other streets and railways and all other means of public travel and business communications, as well as the distribution and relative location of all public buildings, public grounds, and open spaces devoted to public use. In all matters, this committee shall consider a sustainable approach to ensure social equity (pertaining to fairness and beneficial practices towards labor, the community, and the region), environmentally friendly practices (either benefiting nature or at the least doing no harm or minimizing environmental impact), and economic value (the real economic benefit enjoyed by the economic environment).
- vi. **Business District Relations & Development Committee:** The Business District Relations & Development Committee shall be responsible for establishing and maintaining a cooperative relationship with building and business owners from the West Liberty and Potomac business corridors. This committee will research policies and code related to business district management and shall report to council with its recommendations. The Business District Relations & Development Committee shall also liaise with business associations and other non-profits engaged in the promotion and care of the business corridors.
- vii. **Executive Committee:** The Executive Committee shall consist of the president, vice president and president pro-tempore shall make recommendations designed to improve and expedite the business and procedures of council and its committees and to propose any amendments to this ordinance deemed necessary. The Executive Committee shall also be charged with making recommendations and approving actions regarding personnel matters.