



Borough of Ben Avon Heights

Tuesday, July 12th, 2022 - Council Meeting Minutes

A quorum is in attendance

Present:

Council Members: Brown, Lope, Neunder, Mihalko (arrived at 7:04pm), Stiller, Radcliffe

Police: Chief Hanny

Solicitor: David Mongillo

Secretary: DiNuzzo

Residents:

1. **Call to Order:** Mr. Brown began the meeting at 7 PM.
2. **Roll Call:** There was a roll call of Council Members. A quorum is present.
3. **Approval of June 2022 meeting minutes:** *A motion was made to approve the June 2022 meeting minutes by Mr. Lope. Mrs. Neunder seconds the motion. Motion passed unanimously.*
4. **Approval of May 2022 financials:** *A motion was made by Mr. Lope to approve the May 2022 financials. Mrs. Neunder seconds the motion.* Mr. Brown noted that he is not happy with the quality of work our accountant has been putting forward on our reports. He would like to set up a meeting with the accountant again. Ms. DiNuzzo will reach out to the accountant to set this up. He did confirm that our balances currently are in good financial standings. Mr. Radcliffe also believes the accountant is putting in the incorrect codes/lines as we have not had any leaf pickups in 2022, which our reports read otherwise. *Motion passed unanimously.*
5. **Public Comment:** There was no public present at this meeting.
6. **Fire Report:** There was no fire present at this meeting.
7. **Police Report:** *Police report provided below for the month of June. A motion was made by Mr. Stiller to adopt Ordinance #350 to renew the contract between Ben Avon Heights Borough and Ohio Township Police. Mr. Mihalko seconds the motion. The motion passed unanimously.* Mr. Brown noted that there was another incident that occurred at the intersection of Penhurst and Wilson. He asked the chief if he would send an officer by to talk to the residents who have been sent a letter as a warning in the past as the corner hedges are still not in compliance. Chief Hanny said he would send an officer by to talk to the residents.
8. **EMS report:** Council would like to have the EMS representative to attend our meetings Quarterly again. Mr. Dismukes will reach out to them to request that they start attending our meetings again.
9. **Engineers report:** *See below for LSSE report.* Mr. Stiller updated Council that Avalon has a work order for the 4 stop bars at the intersection of Penhurst and Wilson, they will also touch up the yellow line coming down the hill on Wilson, and will repaint the crosswalks once PennDot completes their paving project on New Brighton. Mr. Stiller also added that the do not park signs for Stratford will be posted after they complete their current projects in Avalon. Mr. Stiller noted that the Borough did have their first residential house for sale since updating the dye/sewer test to be in compliance with the new ordinance. Ms. DiNuzzo confirmed that she did

receive the video that is required with the new form. Mr. Heyl noted that Robinson pipe and Tri-state sent in their bids to LSSE, he will present these to Council next month.

10. Green Spaces:

- a. **A&N Leaf agreement:** A motion was made by Mr. Radcliffe to accept the A&N Lawn leaf agreement. Mrs. Neunder seconds the motion. The motion passed unanimously.
- b. **Park Rules and regulations:** Mr. Radcliffe feels listing the rules and regulations on a sign in the park will not work. He feels the Borough should adopt an ordinance that lists these rules and regulations. Mr. Radcliffe would like the solicitor to draft up an ordinance for green space rules. Mr. Brown would like Mrs. Neunder and Mr. Radcliffe to come up with a draft of a sign to post in the park.
- c. **Playground mulch:** Mrs. Neunder started to work on her playground project and had a company come out to assess the area. The representative alerted Mrs. Neunder that our current mulch is currently around 2 inches and needs to be upgraded. The boarders are also not tall enough to hold 12 inches of wood chips. Mrs. Neunder added that if we went with rubber mulch, the amount needed is reduced to 6 inches. Mr. Mihalko asked if there were rubber mats that could be placed down instead. Mrs. Neunder noted that there's a poured in option but, due to the fact of how old our current play structure is, the vendor suggested not going this route. While Council discussed the prices among the 3 vendors for mulch and also rubber mulch, Mr. Stiller noted that rubber mulch has about a 10–12-year life span, whereas wood mulch has about a 5-year life span. Mr. Brown would like them to come up with a specific spec and then get comparable quotes for our next meeting.
- d. **Spotted Lanternfly Control Program Update:** Mr. Radcliffe would like to get a quote from Davies to determine where the trees of Haven are in the Borough that these spotted lanternfly are attracted to. He hopes to have a quote for our August meeting, as we need to begin in September.
- e. **Park grass:** Mr. Mihalko wondered if our lawn company is possibly cutting the grass too short as it looks to be burning out. Mr. Radcliffe thinks it's just the time of year as we haven't gotten rain.

11. Storage: Tabled for next month.

12. 5-year budget planning: Mr. Brown will have a preliminary meeting with the budget committee in the next few weeks. He would like each council member to go over their section and send these items to Mr. Brown over the next week. This is different from the annual budget meeting.

13. Planning Commission update: Mr. Brown informed Council that there are currently too many members on the Planning Commission board according to precedent and council discussed reducing this number. Mr. Brown also stated that the drafted zoning ordinance is currently posted on our website to view. Ms. DiNuzzo will confirm with Avalon that we can use their space for the date of August 2nd, 2022 (revised after meeting to August 16, 2022). A motion was made to amend the agenda to include a motion to accept the resignations by the Council members by Mr. Stiller. Mr. Brown seconds the motion. The motion passed unanimously. A motion was made by Mr. Brown to accept the resignations of Mr. Brown, Mr. Stiller and Mr. Radcliffe from the planning commission. Mrs. Neunder seconds the motion. The motion passed unanimously.

14. Zoning applications: Council reviewed zoning activity log.

15. Executive session: started at: 8:14pm

16. Regular meeting began at 8:17pm

17. Meeting adjourned at: 8:20pm

Jessica DiNuzzo, Secretary

July 11, 2022

Calls for Service - by UCR Code
Incidents Reported Between 06/01/2022 and 06/30/2022
BEN AVON HTS



Code	Description	Primary Count	Secondary UCR Count		
			Code 2	Code 3	Code 4
2122	DRIVE UNDER INFLUENCE - DRUGS-IMPAIRED	1			
3502	SUSPICIOUS CIRCUMSTANCES	1			
6614	TRAFFIC RELATED - CARELESS DRIVER	0	1		
7092	ROUTINE PATROL COMPLETED	80			
Total Calls		82			

MEMO



846 Fourth Avenue, Coraopolis, PA 15109
(412) 284-4400 • (412) 284-1200 Fax

TO: Ben Avon Heights Borough

FROM: Kevin A. Brett, P.E.
John R. Heyl, P.E., CPESC

SUBJECT: **July 12, 2022 Meeting
Engineering Report**

DATE: July 1, 2022

S. O. No.: 0452-01

cc:

Following is a summary of the engineering services provided since the last Engineering Report:

1. Phase II Consent Order and Agreement (COA):

The Phase II COA was released by ACHD on September 1, 2021. A report documenting the findings of this review will be drafted for submittal to ACHD in April / May 2022. This analysis is complete. The BDD report was submitted to ACHD on May 26, 2022 including initial Exhibit B review, population of the BDD template provided by 3RWW, O&M updates, Lateral Ordinance review, and flow regime translation of contemporary data. The Phase II COA Annual Progress Report was submitted to ACHD on June 27, 2022.

2. Sanitary Sewer Operations and Maintenance (O&M):

*Borough Council approved the update to the Operations and Maintenance Plan at the May 2020 meeting. Work was awarded to Robinson Pipe Cleaning Company in the amount of \$39,072.50 as noted in letter dated August 13, 2020. A repair scope for Years 1 and 2 of the O&M Program has been submitted to the Borough for review. LSSE transmitted an updated Sanitary Sewer O&M Budget on January 17, 2022. **LSSE provided the Borough with a SOA in May 2022 for the preparation of Bidding Documents.***

Year 3 O&M CCTV is scheduled to begin mid-July 2022. It should be noted that the Year 3 and Year 4 areas were swapped in preparation of a future source flow reduction project as the original Year 4 area had some sections of elevated groundwater infiltration.

3. ALCOSAN Regionalization:

It was reported at the April 19, 2022 meeting that all Ben Avon Borough Regionalization defects have been addressed. There is no further action anticipated from Ben Avon Heights.

4. Chapter 94 Wasteload Management Report:

LSSE submitted the Annual Report on February 25, 2022.

5. MS4 Permit:

*PaDEP issued MS4 Waiver Approval letter on April 24, 2018. Next permit cycle is September 2023. **Awaiting DEP guidance on 2022 renewal.***

6. 2021 Roadway Improvement Program

*Project was awarded to A. Liberoni, Inc. in the amount of \$255,408.74 (Base Bid, Add Alternate Nos. 1, 2, 3, 4, 5 and 6) as noted in letter dated March 23, 2021. LSSE transmitted Partial Payment No. 1 in the amount of \$148,399.28 as noted in letter dated September 12, 2021. LSSE transmitted Partial Payment No. 2 in the amount of \$133,970.81 as noted in letter dated January 10, 2022. **Awaiting final pay request from the Contractor.***

A. *LSSE reviewing options to resolve the drainage issue on Biddeford. This includes providing the Borough a cost to install a roof drain hood as requested by the Property Owner for a future drain. **LSSE has reached out to the property owner. As of July 1 we have not received a response.***

7. LSA Grant

LSSE transmitted resolution for 2022 Sanitary Sewer Lining Repairs for grant application. LSSE submitted grant application.

8. 2018 Roadway Improvement Program

LSSE transmitted Maintenance Bond items to Contractor to address on February 25, 2022.

9. Miscellaneous Roadways

A. **LSSE has provided a Draft Roadway Operation and Maintenance Report (copy attached).**

10. Storm Sewer Cleaning

LSSE is soliciting quotes to clean sewers and inlets.