

**WILKINSBURG BOROUGH COUNCIL MEETING**  
**Council Legislative Session**  
**February 10, 2016**

**Call to Order**

President Shattuck called the meeting to order at approximately 7:06 p.m. in Council Chambers, second floor of the Municipal Building, 605 Ross Avenue, Wilkinsburg, PA 15221.

**Roll Call**

The roll was called to establish a quorum. Present were Ms. Garrett, Ms. Grannemann, Mr. Lefebvre, Ms. Macklin, Ms. McCarthy-Johnson, Mr. Rose, Mr. Taiani, Ms. Trice, President Shattuck and Michael Witherel, Solicitor and Amanda J. Ford, Assistant Borough Manager. Absent – Mayor John Thompson. A quorum was established.

**Pledge of Allegiance**

Following the pledge of allegiance led by President Shattuck, a moment of silence was observed in remembrance of victims of violent crimes.

**Public Comment**

- 1) Sharon Littlejohn – 516 Rebecca Avenue – Complaint regarding the scattered rubbish throughout the business district (Save-A-Lot).

**Agenda Items**

1. Approving Council Meeting Minutes for 01/04/16, 01/06/16 and 01/13/16.

***Motion: Mr. Lefebvre***

***Second: Vice-President Garrett***

***A vote 9 – 0; Motion carried.***

2. Approving January 1-31 Checks Issued.

***Motion: Mr. Lefebvre***

***Second: Vice-President Garrett***

***A vote 9 – 0; Motion carried.***

3. Approving Ordinance No. 2948 – Authorizing the Borough of Wilkinsburg to enter into a cooperation Agreement with the city of Pittsburgh Garbage Collection and related services.

***Motion: Ms. Macklin***

***Second: Ms. Grannemann***

***A vote 9 – 0; Motion carried.***

4. Approving Resolution No. 16-021 – Authorizing the proper officers to execute the Consent Order Agreement with the Allegheny County Health Department related to the Borough’s Sanitary Sewer System.

***Motion: Ms. Macklin***

***Second: Mr. Lefebvre***

***A vote 9 – 0; Motion carried.***

5. Approving Resolution No. 16-022 – Appointing Ellen Kitzerow – WCACD.

***Motion: Ms. McCarthy-Johnson***

***Second: Vice-President Garrett***

***A vote 9 – 0; Motion carried.***

6. Approving Resolution No. 16-023 – Approving Subdivision Plan – 1200 Swissvale Avenue.

- President Shattuck – Announced the following properties for final preliminary plans for Durban Development Group:

- 1200 Swissvale Avenue (232-P-96)
- 1206 Swissvale Avenue (232-P-94)
- 1208 Swissvale Avenue (232-P-93)
- Vacant Lot on North Avenue (233-B-24)

***Motion: Mr. Lefebvre***

***Second: Ms. Macklin***

***A vote 9 – 0; Motion carried.***

7. Approving Resolution No. 16-024 – Approving the Conditional Use application for 2010 West Kendon Drive.

***Motion: Mr. Lefebvre***

***Second: Ms. McCarthy-Johnson***

***Roll Call Vote: Mr. Rose – Abstain, Ms. Grannemann – Yes, Mr. Taiani – Abstain, Ms. Macklin – Abstain, Mr. Lefebvre – Yes, Ms. Garrett – Yes, Ms. McCarthy-Johnson – Yes, Ms. Trice – Abstain, President Shattuck – Yes.***

***5 Ayes and 4 Abstention; Motion carried.***

8. Approving Resolution No. 16-025 – Approving PSI/CP Enviro Group consulting as the lower bidder for the asbestos inspection project in the amount of \$19,798.00.

***Motion: Mr. Lefebvre***

***Second: Ms. Macklin***

***A vote 9 – 0; Motion carried.***

9. Discussion regarding the MSF Fee analysis 2015-2019.
  - A consensus of Council to increase the MSF fee to a \$10.00 ten dollar.
  - Information needs to get out to the residents immediately post in the following resources: Borough website and the Sun Magazine.
  - Post-Gazette Reporter – Will print the MSF increase in the newspaper.

***Motion: Ms. Grannemann***

***Second: Mr. Lefebvre***

***A vote 8 – 1; Motion carried.***

10. Discussion regarding Conditional Use application for You Pull and Pay – Eric Parrish
  - A consensus amongst Council to prohibit conditional use on this parcel.
  - Council members whom may be available will attend the Penn Hills Planning Commission public hearing for Conditional Use scheduled for February 25, 2016 at 7:00 p.m.
  - Code Enforcement Director has prepared a statement to be read during the public hearing in Penn Hills.
  - Further discussion that the Borough of Wilkinsburg will challenge this process to prevent the conditional use.

*Motion to authorize President Shattuck speak on behalf of the Borough in opposition of You Pull and Pay proposal before the Penn Hills Planning Commission scheduled for February 25, 2016.*

***Motion: Ms. McCarthy-Johnson***

***Second: Mr. Lefebvre***

***A vote 9 – 0; Motion carried.***

### **Public Comment**

- 1) Denise Edwards – 118 Peebles Street – Comments on the two contract agreement with the City of Pittsburgh Garbage and Fire services; that the Borough should re-visit another discussion with the City of Pittsburgh considering hiring Wilkinsburg residents to have the opportunity for employment in the fire and environmental departments.

- 2) Kate Luxemburg 432 Rebecca Avenue – Questions the public hearing that suggest a denial of conditional use on Kendon Drive. Expressed disappointment that a public hearing should be for the purpose of information; and not for denial of use.
  - President Shattuck – Explained that the intent of the zoning ordinance was written to make it a conditional use rather than a permitted use to allow an opportunity for the public to provide feedback and neighbors were made aware of the ordinance which is described under the Fair Housing Act.
  - Ms. Macklin – Just for clarification is it actually a conditional use? Or if its Fair Housing does that override the conditional use.
  - President Shattuck – The conditional use allows us to put additional conditions on it, so that if you meet the conditions we cannot deny the application we must permit it.

### **Old Business**

- 2014 Liens
  - Mr. Lefebvre – Informed Council that a decision needs to be made regarding what properties to lien and provide the information to MBM.
  - President Shattuck reconfirms his suggested provided to council as a standard policy for MBM to follow to lien delinquent property.
    - *President Shattuck suggested that all properties that are eligible to lien have three (3) years of delinquent taxes to lien. And then a cap of the lien total amount of 15% of assessed value.*
    - *299 properties from the data list can be submitted to MBM.*
    - *Once the Council establishes a standard regarding this process we don't have to re-visit this each year.*
  - Ms. Macklin – After the 299 properties have been submitted to MBM; if we want to send more properties we can revisit the 2014 data list and add more properties to be lien.
  - Mr. Lefebvre – Yes, that is correct.
  - Kate Grannemann – Question, if two years of liens does that take the property to the 15%.
  - Mr. Lefebvre - Regardless of the percentage; it must have three years of liens.
  - President Shattuck – We would still lien so that the property will be eligible for the Vacant Recovery Property Program (VPRP).

***Motion: Ms. Macklin***

***Second: Mr. Lefebvre***

***A vote 9 – 0; Motion carried.***

- Ms. McCarthy-Johnson – Yesterday, I held a community group meeting. We discuss issues around the Hamnet Station. I would like to provide a list of all the issues so that the Borough can address some of these concerns. Whitney Tunnel and Linear Park is the borough's responsibility. And the group is asking that some issues be addressed.

- Wilkinsburg High School Boys' Basketball made it to the 1<sup>st</sup> round playoffs.
- Mr. Taiani – Parking Enforcement needs to be address 400 block of Kelly Avenue and 300 Block of West Street.
- Ms. Trice – Question regarding LED lights.
- Amanda Ford – Assistant Borough Manager – Earl Elder of Duquesne Light was checking on the status of installation and has not been in touch with me since November/December. I have a called and left a message as of this week and is waiting for a return call.
- Assistant Borough Manager was instructed to contact Duquesne Light for all lighting complaints.
- Ms. Grannemann – I have requested that DPW paint the Whitney tunnel last year.
- Mr. Taiani – Informed Council that a bus company located at Rebecca @ Kelly near St. James Church for the past five years has been blocking the thoroughfare with parked vehicles and blocking the alley way.
- President Shattuck – Directed Code Enforcement Director to check into this complaint.
- Ms. Trice – DPW employee complained about the stop sign on North Avenue.
- President Shattuck – that item has been referred to the Engineer for a traffic study.

### **New Business**

- Vice-President Garrett seeking council's opinion of completing LGA application for an Intern. Next Friday, all thoughts and comments needed. Application is due February 26, 2016.

### **Adjournment**

- President Shattuck – Announces Council will go into executive session for purpose of personnel and legal litigation. No expected action to be taken.
- President Shattuck - Meeting adjourn.

Time: 8:15 p.m.

Executive session start time: 8:30 p.m.

Executive session end time: 9:00 p.m. (No action taken during Executive Session)

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Patrick M. Shattuck  
President Council