1	MUNICIPALITY OF BETHEL PARK ALLEGHENY COUNTY, PENNSYLVANIA
2	Additional Cookin, Lawrence
3	
4	IN RE: REGULAR COUNCIL MEETING MINUTES
5	
6	COUNCIL MEMBERS
7	
8	Timothy J. Moury (President) Timothy Campbell James P. Hannan (V. President) Paul J. Dixon Donald L. Harrison Lorrie A. Gibbons Mark J. O'Brien
10	
11	Municipal Manager: Mayor: Laurence Christian Jack T. Allen
12	Police Chief:
13	Timothy O'Connor
14	
15	Date: Time: Time: 7:30 p.m.
16	Monday, August 12, 2019 7:30 p.m.
17	
18	Place:
19	Municipality of Bethel Park 5100 West Library Avenue
20	Bethel Park, Pennsylvania 15102
21	
22	Reported By: Cynthia P. Simonovitch
23	
24	ORIGINAL
25	

1	PROCEEDINGS
2	(7:30 o'clock p.m.)
3	MR. MOURY: Okay. I'd like to call
4	to order the Regular Council meeting of August
5	12, 2019.
6	Mr. Christian, would you please call the
7	roll.
8	MR. CHRISTIAN: Campbell.
9	DR. CAMPBELL: Here.
10	MR. CHRISTIAN: Consolmagno.
11	(No response was heard.)
12	MR. CHRISTIAN: Dixon.
13	MR. DIXON: Here.
14	MR. CHRISTIAN: Gibbons.
15	MS. GIBBONS: Here.
16	MR. CHRISTIAN: Hannan.
17	MR. HANNAN: Present.
18	MR. CHRISTIAN: Harrison.
19	MR. HARRISON: Present.
20	MR. CHRISTIAN: McLean.
21	(No response was heard.)
22	MR. CHRISTIAN: Moury.
23	MR. MOURY: Here.
24	MR. CHRISTIAN: O'Brien.
25	MR. O'BRIEN: Present.

1 MR. MOURY: We have seven members 2 present. 3 At this time could we stand for the Pledge of Allegiance. 4 5 (Pledge of Allegiance was said.) 6 MR. MOURY: Okay. At this time I'd 7 like to turn to Chair Announcements. 8 There was an Executive Session of Council 9 conducted tonight, April 12 -- excuse me, August 12, 2019, for legal issues and 10 11 personnel matters. 12 At this time I would like to turn to the 13 Reports of the Officials, and the Police 14 Chief's Report. 15 CHIEF O'CONNOR: Good evening, Mr. 16 Mayor, Council. Hi, everybody, Chief O'Connor 17 here. 18 First I want to thank everyone who 19 participated in last week's National Night 20 Out. We had really good weather and we had a 21 really good turnout. 22 If -- if you haven't been able to do it 23 yet, if you go to the Bethel Park police 24 Facebook page, we have about, like, 20 photos 25 posted from the events of National Night Out

with the officers and the kids. So -- so check that out if -- if you can.

Second, school starts August the 21st.

So please be careful when driving, watch out for the school buses, and also watch out for the students walking because we want to have a safe school year.

And then, again, we're -- we're not having a Crime Watch due to the summer so follow us on Facebook. We'll keep you updated with anything of importance and the other social media sites that we have.

Any questions?

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MR. MOURY: Any questions?
(No response was heard.)

CHIEF O'CONNOR: Excellent.

MR. MOURY: Thank you very much, Chief.

Can we turn to the Fire Department's report. Not seeing anybody this evening, let's turn to the Municipal Manager's report.

MR. CHRISTIAN: Good afternoon, everybody -- sorry, good evening, everybody. We're going to ask Judge Ron Arnoni to come forward, please. And if I could ask my

beautiful wife and little children to come on 1 2 up. 3 MR. MOURY: We have a special quest 4 and Judge Arnoni tonight. 5 MR. DIXON: Fresh back from Myrtle 6 Beach, too. 7 DISTRICT JUSTICE ARNONI: Yes. 8 MR. MOURY: And one of the things 9 we ask him to do is to swear in our new manager. So, Mr. Christian, would you like to 10 11 introduce your family. MR. CHRISTIAN: Yes. This is my 12 beautiful wife, Anne Marie Christian, my 13 14 oldest middle one right 15 here, and my baby girl DISTRICT JUSTICE ARNONI: It's a 16 17 pleasure to meet all of you. MS. CHRISTIAN: Pleasure to meet 18 19 you. DISTRICT JUSTICE ARNONI: It will 20 21 be my honor here to swear you in. I'm going 22 to ask you to do a job here for me. Do you 23 want to hold it for me? Hold it up. Hold it 24 up there. 25 MS. CHRISTIAN: Up so it's close to

1	daddy.
2	DISTRICT JUSTICE ARNONI: So it's
3	close to daddy. Can you handle that? I think
4	you can.
5	Can you raise your right hand. Repeat
6	after me. State your name after I.
7	I
8	MR. CHRISTIAN: I, Laurence J.
9	Christian
10	DISTRICT JUSTICE ARNONI: do
11	solemnly swear
12	MR. CHRISTIAN: do solemnly
13	swear
14	DISTRICT JUSTICE ARNONI: that I
15	will support, obey and defend the Constitution
16	of the United States
17	MR. CHRISTIAN: that I will
18	support, obey and defend the Constitution of
19	the United States
20	DISTRICT JUSTICE ARNONI: the
21	Constitution of the Commonwealth of
22	Pennsylvania
23	MR. CHRISTIAN: the Constitution
24	of the Commonwealth of Pennsylvania
25	DISTRICT JUSTICE ARNONI: the
	1

1	laws and ordinances of the Municipality of
2	Bethel Park
3	MR. CHRISTIAN: the laws and
4	ordinances of the Municipality of Bethel
5	Park
6	DISTRICT JUSTICE ARNONI: and I
7	will faithfully discharge
8	MR. CHRISTIAN: and I will
9	faithfully discharge
10	DISTRICT JUSTICE ARNONI: and
11	perform all the duties of Municipal Manager
12	MR. CHRISTIAN: and perform all
13	the duties of Municipal Manager
14	DISTRICT JUSTICE ARNONI: to the
15	best of my knowledge and ability
16	MR. CHRISTIAN: to the best of
17	my knowledge and ability
18	DISTRICT JUSTICE ARNONI: so
19	help me God.
20	MR. CHRISTIAN: so help me God.
21	DISTRICT JUSTICE ARNONI:
22	Congratulations.
23	(Clapping was heard.)
24	DISTRICT JUSTICE ARNONI: I'd like
25	to congratulate Municipal Manager Christian

and thank Council and president for allowing 1 me to bestow this honor upon him. 2 I'm going to have you now sign and I will 3 sign and then you belong to these people up 4 5 here, the Mayor and Council and the residents of Bethel Park. Welcome. It was a pleasure 6 7 meeting with you, we had a meeting, and I think the Municipality's going to be in 8 excellent hands. 9 So welcome to Bethel Park, your beautiful 10 family, and I'm sure you'll enjoy it here. 11 MS. CHRISTIAN: Thank you. 12 (Clapping was heard.) 13 14 MR. HARRISON: That young boy did a 15 good job holding the microphone. MS. CHRISTIAN: Thank you. 16 17 DISTRICT JUSTICE ARNONI: He did, I 18 got to tell you what. 19 MR. MOURY: Would he like to say a 2.0 few words? 21 MR. HARRISON: Say hello. MS. CHRISTIAN: Not tonight. 22 MR. CHRISTIAN: This is the first 2.3 time he's ever been short of words. 24 MR. MOURY: Thank you. 25

1 DISTRICT JUSTICE ARNONI: Mayor and 2 Council, thank you so much for indulging me to 3 get in and out of here. As you know, a long 4 day. 5 MR. MOURY: Yes. 6 DISTRICT JUSTICE ARNONI: Many long 7 days to come after being out a few days. 8 MR. MOURY: We thank you very much. 9 MR. DIXON: Thank you, Your Honor. 10 DISTRICT JUSTICE ARNONI: Always a 11 pleasure. 12 (Clapping was heard.) 13 MR. MOURY: Okay. At this time I 14 would like to move to the Mayor's Report, and 15 Mayor Allen. 16 MAYOR ALLEN: Thank you. 17 I can tell that our new manager was in 18 the service because when you're standing 19 behind him and he has his right hand up, I 20 mean, he's at attention. So he was paying 21 attention. 22 I just have a few things this 23 evening. I wanted to start by reminding 24 everyone that we still have our Farmers' 25 Market that's every Tuesday from 3:00 to 7:00. It is down at South Park at the old swimming pool.

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I'm also -- I did mention a couple months ago that this is the first year we're having an annual Halloween contest. The judging will be October 20th to the 30th. And unlike the Christmas lighting, this will be municipal wide. So we will have like a winner, but the winner will be, you know, competing against everyone else in Bethel Park.

So if you want to judge or you have a home that you want to nominate, including your own, because it will be tough to get everywhere, if you can call Janet Davin at 412.831.6800, extension 211.

I also want to remind everyone about Community Day this year, September 14th. The parade starts at 9 o'clock right here, ends up at the high school, and that's where the festiv -- festivities begin.

This year -- I don't know if you remember or not, but we had a -- a contest for the grade school that was Paint a Truck. All the plows have been painted, and we will have 12 plows down there with their pictures on. And,

you know, hopefully it won't snow this year so the paint doesn't get ruined. We don't want to see a second grader crying because the -- the plow didn't look like it did at the beginning of the season. So we'd like to see everybody on Community Day, also.

Just as a public service announcement, the senior citizen Connect card, currently anyone that uses Port Authority that's 65 and over just needs to show their Medicare card to ride. But starting January 1st of next year, you have to get a Connect card. And you can pick that up at Representative Mihalek's office, Pisarczyk or Senator Iovino's office, and that way -- you just have to bring proof of -- driver's license, birth certificate, passport, or any other identification.

So at this point I'd like to introduce

Dan Duff, and he is with the Community

Foundation. And anytime I see Dan in the back

of the room, everyone up here smiles. I don't

know why that is. But Dan.

MR. DUFF: Thank you for the compliment. I appreciate the compliment. I think the reason that he enjoys seeing the

Foundation come is we usually come bearing money. We were here just about a month or so ago to help pay for some new trail access at the Clifton/Highfield area of the Montour Trails.

So I've actually brought two of the executive board members, Mr. Bill Holden and Britney Hollick, to give out some checks tonight because I figured they get some of the fun that I get to give out all the time.

So the first up will be Bill Holden, and he will be giving a -- presenting a check to the Historical Society. Are you coming down for that? Any other members of the Historical Society here tonight, we'd love to have them come up.

MR. HOLDEN: On behalf of the Bethel Park Community Foundation, we're pleased to present this check for \$10,000 to the Bethel Park Historical Society, making our total donation of \$20,000 for the Bethel Park Community Foundation auditorium project.

(Clapping was heard.)

MR. MOURY: I want to say a few words. On behalf of the Bethel Park

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Historical Society, we greatly appreciate all the efforts and everything the Bethel Park Community Foundation's done. They have one annual fundraiser each fall, plus we are now doing the Fantastic Four Charities, which assists the Library, the Education Foundation, the Foundation as well as the Historical Society.

So this is going to be partly to -- as the check from last year, to pay for the renovations of the second floor auditorium.

So on behalf of the Bethel Park Historical Society, we just want to say thank you.

MR. DUFF: You're welcome.

(Clapping was heard.)

MR. DUFF: Ms. Britney, would you like to come up with your check.

Tim, do you want to be in this one, too?

Here you go, Britney. You can tell us
where this check's going.

MS. HOLLICK: Okay. So this check is going to the Municipality of Bethel Park for 15,000. One of our areas of focus is improving community areas. So with that, the 15,000 is going to fixtures in the quiet area

that they're creating in the Community Center. (Clapping was heard.) MR. MOURY: Just so everybody knows, this is a plan we've had for the last couple years, which we were looking for a funding source and now it's come to fruition. The people that are familiar with the -- it used to be the adult lounge, the patio off the back of the Community Center, the area between there and the gym we actually -- it's a grassy area now and our plans to be presented to 12 Council hopefully at the end of this month 13 will be to put some waterfalls, a place for people -- a little gazebo for people to get 15 married, as well as just a quiet area.

> The Community Center itself is very We wanted a place if you wanted to active. come and read a book or somewhere where it's quiet, this is an area we chose.

So we, once again, thank the Foundation for their help and support.

(Clapping was heard.)

MR. DUFF: Thank you.

MAYOR ALLEN: Thanks, Britney.

Actually, I've been looking forward to

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this one for a couple years because it's a nice outside place to have weddings rather than, you know, in here or the office or something.

The last thing I have for this evening is I wanted to recognize a person. I started at the beginning of the week or the end of last week with not a whole lot going on, and we filled that up pretty quick.

As the chief mentioned, last Tuesday was --

CHIEF O'CONNOR: National Night Out.

MAYOR ALLEN: -- National Night

Out. We went from three locations, I believe

it went to 10, and it was just a great night.

Also -- but on that night, and if you had seen

the news at 11 o'clock, we had a -- a person

of interest from down in I guess that's

Washington County that decided that that would

be a good night to start going to houses and

robbing the houses.

Well, tonight I want to recognize the person who didn't let that happen. So if you can come up, Dom.

(Clapping was heard.) 1 MR. BUTERA: And Matt. 2 3 MAYOR ALLEN: Matt? 4 MR. BUTERA: Yeah. MAYOR ALLEN: Now, Dom's a big guy, 5 but I guess this guy couldn't do it himself. 6 (Laughing and clapping was heard.) 7 MAYOR ALLEN: So if you can tell us 8 just how it happened or how did you notice 9 10 this person. MR. BUTERA: Wow. You're putting 11 12 me on the spot. Him and I were just inside having dinner; 13 my wife was gone with our daughter to the 14 15 concert, and the neighbor came over and said, 16 "do you know the guy in your yard." I said, "no." 17 He went running out to the neighbor's 18 I went to the front of the house where 19 he was coming out. And he approach -- I 20 approached him and said, "what are you doing." 21 He had every excuse in the book of why he was 22 there. He said my -- his dad told him I could 23 borrow -- or he could borrow my weed whacker. 24 So as he's telling me, he threw a punch 25

at me; threw him to the ground, and thank God 1 Matt came out of the house to help me because 2 it was -- I was running out of gas. 3 (Laughing was heard.) 4 MR. BUTERA: Thank you. 5 MAYOR ALLEN: Thank you. Well, 6 because -- and I've been doing this for quite 7 a few years, recognizing people that make 8 Bethel Park a special place, so I have a 9 Certificate of Recognition presented to 10 Dominic Butera for your making Bethel Park a 11 special place to live. And this award is 12 awarded this 12th day of August, 2019. 13 So congratulations and thank you. 14 15 (Clapping was heard.) 16 MR. BUTERA: Thank you. MAYOR ALLEN: And that's my report. 17 MR. MOURY: Thank you very much, 18 19 Mayor. At this time can we turn to the Approval 20 of the Minutes, and Mr. Hannan. 21 MR. HANNAN: The first one is the 22 Regular Council meeting of July 8th. 23 I move that we approve the Regular 24 Council meeting minutes of July 8, 2019. 25

1	MS. GIBBONS: Second.
2	MR. MOURY: There's a motion and a
3	second we approve the Regular Council meeting
4	minutes of July 8, 2019.
5	Any discussion of this item?
6	DR. CAMPBELL: Yes, Mr Mr.
7	President. There is an errata. Page 55, Line
8	8, it should read did instead of didn't. And
9	these these are just comments on the the
10	Allegheny Land Trust property.
11	MR. MOURY: Okay. Thank you.
12	If we could technically have amen a
13	motion to amend the minutes with these
14	corrections.
15	MR. O'BRIEN: So moved.
16	MR. MOURY: Second.
17	MR. HANNAN: Second.
18	DR. CAMPBELL: Second.
19	MR. MOURY: Okay. Let's go back to
20	amend the minutes to change did to didn't
21	or didn't to did.
22	DR. CAMPBELL: Didn't to did.
23	MR. MOURY: Okay. Mr. Christian,
24	would you please call the roll.
25	MR. CHRISTIAN: Campbell.

1	DR. CAMPBELL: Yes.
2	MR. CHRISTIAN: Dixon.
3	MR. DIXON: Yes.
4	MR. CHRISTIAN: Gibbons.
5	MS. GIBBONS: Yes.
6	MR. CHRISTIAN: Hannan.
7	MR. HANNAN: Yes.
8	MR. CHRISTIAN: Harrison.
9	MR. HARRISON: Yes.
10	MR. CHRISTIAN: Moury.
11	MR. MOURY: Yes.
12	MR. CHRISTIAN: O'Brien.
13	MR. O'BRIEN: Yes.
14	MR. MOURY: Motion passes
15	seven/nothing to amend the minutes to did
16	instead of didn't or didn't instead of did,
17	whatever he said.
18	Okay. Let's go back. The original
19	motion is amended. Any discussion?
20	(No response was heard.)
21	MR. MOURY: Mr. Christian, would
22	you please call the roll.
23	MR. CHRISTIAN: Campbell.
24	DR. CAMPBELL: Yes.
25	MR. CHRISTIAN: Dixon.

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1	MR. DIXON: Yes.
2	MR. CHRISTIAN: Gibbons.
3	MS. GIBBONS: Yes.
4	MR. CHRISTIAN: Hannan.
5	MR. HANNAN: Yes.
6	MR. CHRISTIAN: Harrison.
7	MR. HARRISON: Yes.
8	MR. CHRISTIAN: Moury.
9	MR. MOURY: Yes.
10	MR. CHRISTIAN: O'Brien.
11	MR. O'BRIEN: Yes.
12	MR. MOURY: Motion passes 7/0 on
13	the minutes as amended.
14	Mr. Hannan.
15	MR. HANNAN: The next item is the
16	minutes of the Special Meeting of July 22,
17	2019.
18	I move that we approve the Special
19	Meeting minutes of July 22, 2019.
20	MS. GIBBONS: Second.
21	MR. O'BRIEN: Second.
22	MR. MOURY: There's a motion and a
23	second we approve the Special Meeting minutes
24	of July 22, 2019. Any discussion of this
25	item?

1	(No response was heard.)
2	MR. MOURY: Mr. Christian, would
3	you please call the roll.
4	MR. CHRISTIAN: Campbell.
5	DR. CAMPBELL: Yes.
6	MR. CHRISTIAN: Dixon.
7	MR. DIXON: Yes.
8	MR. CHRISTIAN: Gibbons.
9	MS. GIBBONS: Yes.
10	MR. CHRISTIAN: Hannan.
11	MR. HANNAN: Yes.
12	MR. CHRISTIAN: Harrison.
13	MR. HARRISON: Yes.
14	MR. CHRISTIAN: Moury.
15	MR. MOURY: Yes.
16	MR. CHRISTIAN: O'Brien.
17	MR. O'BRIEN: Yes.
18	MR. MOURY: Motion passes 7/0.
19	At this time I'd like to turn to the
20	Approval of the Bills and Payroll, and Mr.
21	Hannan.
22	MR. HANNAN: I move that we approve
23	the Bills and Payrolls of the Municipality per
24	Bill List No. 081219 for \$3,111,842.31.
25	MS. GIBBONS: Second.
	1

1	MR. MOURY: There's a motion and a
2	second we approve the Bills and Payrolls for
3	the Municipality per Bill List No. 081219 for
4	\$3,111,842.31.
5	Any discussion of this item?
6	(No response was heard.)
7	MR. MOURY: Mr. Christian, would
8	you please call the roll.
9	MR. CHRISTIAN: Campbell.
10	DR. CAMPBELL: Yes.
11	MR. CHRISTIAN: Dixon.
12	MR. DIXON: Yes.
13	MR. CHRISTIAN: Gibbons.
14	MS. GIBBONS: Yes.
15	MR. CHRISTIAN: Hannan.
16	MR. HANNAN: Yes.
17	MR. CHRISTIAN: Harrison.
18	MR. HARRISON: Yes.
19	MR. CHRISTIAN: Moury.
20	MR. MOURY: Yes.
21	MR. CHRISTIAN: O'Brien.
22	MR. O'BRIEN: Yes.
23	MR. MOURY: Motion passes 7/0.
24	At this time I'd like to turn to the
25	Resident Comments section for non-agenda

items. We have six people signed up to speak. Mr. Pahler.

We do have a new clock. We have a 3-minute limit. We'd ask you to conclude your comments at the end of 3 minutes.

MR. PAHLER: Rich Pahler, 1119

Logan Road, here talking about the flooding again.

After the last meeting Mark O'Brien told me that he made a motion to get the sale of my property on the agenda to fix my problems. He said that he couldn't even get a second to be able to discuss the situation.

I believe that if this Council does not look at every option in resolving any flooding problems, they're being irresponsible and in dereliction of your duties as elected officials. You took an oath to do what's best to the interest of Bethel Park residents.

That means all the residents, not just your friends and anyone else. You'd rather spend more of the taxpayer money year after year than do what's necessary and do a permanent fix. It's so typical of governments to lean on their budgets and run up the bills for the

taxpayer.

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I know that you're concerned about the ramifications in the future while buying my property could cause, but that should not stop you from doing whatever possible to stop this problem. Future ramifications did not stop the Municipality of Bethel Park from issuing building permits that caused these problems. They were brought in by the greed of higher taxes and, you know, what's stopping you now.

I see on the agenda tonight there's more development being -- before you fix the problem from the previous developments.

I'd like to see anybody show me the same situation that I have here in Bethel Park. If there are any, it would only be a few. So what's the problem with buying a few properties to help resolve the bigger problem.

If this -- if that is the best solution, it should not be ruled out before thoroughly looking into the best solution. I mean, you guys aren't even looking at it, so I don't understand how you can feel that you're doing all you can do.

I'll skip this next part, but -- because

somebody's not here. But, you know, I've spent a lot of my own money trying to resolve the problems, more than most. Bethel Park has given out a lot of cash, money to residents in the past for flooding in their homes. I had numerous people that have told me this. You've given me exactly zero.

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Your documentation shows I was offered \$5,000 to, as I was told that day, go away. But it was written in your -- as resolved, the problem. It also said I did not make a counteroffer, which was not present to me at that time -- presented to me at that time. But I did offer a settlement a few months ago at one of the Council meetings with no response. You'll probably spend more of the taxpayers' money than that to try to fix the problem any other way.

I'd like to know how somebody can tell me how they're -- you guys are trying to help me. How about actually showing everybody what a great community this is, like you've talked about every Council meeting, by fixing the problem instead of just sitting around telling everybody how great you are.

Thank you. 1 2 MR. MOURY: Thank you. 3 Rose Mary Costanzo. 4 MS. COSTANZO: No comment. 5 MR. MOURY: Okay. Jean Enright. If you can just state your 6 7 name and address for the record, please. MS. ENRIGHT: My name is Jean 8 I live at 2019 --9 Enright. MR. HARRISON: Stand close to the 10 11 microphone, please. 12 MS. ENRIGHT: Okay. My name is Jean Enright. I live at 2019 Cool Springs 13 14 Drive, and my message tonight is to Council 15 and to the residents of Bethel Park speaking on behalf of the Citizens Committee to Defeat 16 17 Commercial Rezoning in Bethel Park 18 Neighborhoods. 19 The Committee was formed to give the 20 voters of Bethel Park the opportunity to 21 repeal the outrageous 7/22/19 vote to allow a 22 Cool Springs land parcel that is currently zoned residential to be rezoned for commercial 23 use and -- and where they know a large gas 24 station with 16 fueling points and a 25

4,800-square foot convenience store is planned.

The goal of the Citizens Committee to

Defeat Commercial Rezoning in Neighborhoods is

to collect a sufficient number of signatures

to require Council to repeal the 7/22/19

commercial rezoning ordinance vote.

If Council fails to repeal the vote following receipt of the Committee's signed petition, the issue will be placed on the next available election ballot as a binding referendum. This will give the voters of Bethel Park the opportunity to determine whether the commercial rezoning ordinance will be repealed.

The 7/22/19 commercial rezoning ordinance directly affects the residents of Cool Springs Drive, including 23 private homes, the Sheridan Personal Care and Memory Care facility, consumers who use the sports complex and driving range, and children who use Millennium Park and attend Lincoln Elementary School.

We've talked in the past about all the negative effects to these residents and many

Bethel Park residents who live on the neighboring streets who've also voiced strong opposition as they're impacted by increasing amounts of traffic and pollution as well.

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Why should you care about this if you don't live on Cool Springs Drive or in the vicinity? Consider that a majority of your Municipal Council has recklessly voted to approve commercial rezoning to allow for a large, toxic gas station in a residential area despite overwhelming opposition from a crowd of residents that overflowed Council chambers on the evening of 7/22/19. If it can happen to Cool Springs Drive, it can happen in your neighborhood, too.

No matter the concern, be it commercial rezoning in neighborhoods or enduring flooding or any other community challenge, from this experience I can tell you the majority of Municipal Council does not listen to citizens' concerns, sound evidence and reasoning. Let it be said that we're grateful for the three members of Council who did vote against rezoning.

Our Municipal Council was elected to

protect our neighbors, our schools, our churches, and the residents of Bethel Park. A vote that allows for a large, toxic gas station in a residential community is most definitely not in the best interest of the residents.

Thank you.

MR. MOURY: Thank you very much. Barb Busse.

MS. BUSSE: Barb Busse, 2005 Cool Springs Drive.

A standing room only crowd opposed rezoning property on Cool Springs Drive from residential to commercial yet Municipal Council passed the measure. American Natural Retail intends on building a gas station with 16 fueling sites and a large convenience store. Equally worrisome, the approved rezoning paves the way for future commercial development in this residential area.

Kay Pierce, the Allegheny County Planning
Director, with over two decades of experience
wrote the following in her review of this
proposal: With any rezoning, it cannot be
approved with the condition that the site be

developed for a particular use because commercial zoning allows for a wide range of uses. Yet Council ignored this professional opinion and indeed rezoned it with a particular use in mind, an already approved plan by American Natural Retail.

She also stated previous zoning requests along with this one have blatantly ignored the comprehensive plan for the Cool Springs development and Council's actions have been haphazard. Zoning is supposed to protect the health, safety, morales, and general welfare of the community and to protect and conserve the value of buildings.

The majority of Council failed to do their job and they seem to have given their authority to a landowner that has decided this residential property should be rezoned for his gain, ensuring our loss because gas stations and convenience stores are second among the top 10 industries that decrease nearby property values. It's more so than having a gentleman's club, a power plant, a city dump, or a shooting range.

We understand this rezoning affects

residents differently and many not directly affected, but the bigger issue is the majority of Council voted into office by us failed to represent the interests of the residents of Bethel Park.

Thank you to the three Council representatives that heard our valid concerns and know who they represent. We called Council but none of those in favor shared their rationale for supporting rezoning.

Indirectly we heard the argument is that there's commercial zoning in the area. But does that truly justify putting a toxic business next to homes and two senior residences when numerous other gas stations are within a 1.5 mile radius or ignoring the comprehensive community plan which absolutely does not allow for this large business.

Oppose this rezoning and remind Council who they represent by signing our petition and become more involved by leaving your name and number on our hotline.

Thank you.

MR. MOURY: Thank you.

Tom Busse.

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MR. BUSSE: My name is Tom Busse. I'm of 2005 Cool Springs Drive.

On July 22nd the Bethel Park Council approved a request by a single corporate entity to change the zoning of a parcel of land on Cool Springs Drive from R-3 to C-2 in order to allow a gas station to be built.

The Council chamber was packed with residents who strongly opposed this rezoning based on compelling evidence of the negative effects on our health and safety. It passed anyway.

Ironically, the ordinance reads in part:
Whereas, the Council of the Municipality of
Bethel Park has determined that the public
health, convenience, and welfare of residents
and property owners in the Municipality of
Bethel Park will be benefitted by a rezoning
of the property described. How this was
determined, when the room full of residents
and property owners were submitting proof of
the exact opposite, vastly increased public
health risk, major traffic inconvenience and
decreased property values, the determination
was not revealed.

Sadly, Council members who voted in favor did not offer any rationale for their vote.

Since Mr. Dixon has received \$10,000 in campaign donations from the management team of Brian Shanahan's Penn Cove Group and Pineapple Payments and \$3,000 in campaign contributions from several petroleum purveyors, based on our reading of the Municipality's Home Rule Charter this is a conflict of interest and he should not have voted and now should be removed from office. We have sent letters to pursue this matter.

The silence of other Council members who voted in favor I find to be disrespectful and totally irresponsible as elected officials.

You ignored the position of a large number of your constituents and offered no explanation.

It's clear that the members who voted did not consider acting in concert with the residents' position, their responsibility or providing their reason.

We ask and urge all Bethel Park residents to sign our petition to oppose commercial rezoning of residential neighbors and remind Council of who they are elected to represent.

We hope this community effort for residents to support each other in any and this -- this issue and any other issues that ignores residents' challenges and concerns will prompt Council to act in the best interests of the residents.

Thank you.

MR. MOURY: Thank you.

Tim Enright.

MR. ENRIGHT: Tim Enright, that's E-n-r-i-g-h-t, 2019 Cool Springs Drive.

Instead of rambling and forgetting to hit the high point, I'm going to start out with it.

Our committee hotline number is 412.714.6588.

If you want to help in any way, give us a call. You'll leave a voicemail. We'll get back to you.

Here's what's going to happen. Within the week Council will have our affidavit and after you get the affidavit we will start our petition drive. We have 60 days to work on that petition, during which time your vote is held in abeyance. It can't take effect until we've had our 60 days.

You saw the turnout at the last meeting.

That wasn't everybody. We're going to have more people than that. We will get the votes. We will have it on the ballot. So that -- that's what's -- what's coming up.

One of the things that I think's important is the Council members that voted for the residents, clearly the residents were opposed to this. What do the residents want? Well, let me go to the public meeting results from the Community Center meeting on May 14, 2019, to review the comprehensive plan. Top five vote getters, reconfigure and enhance West Library and Brightwood. No. 2, extend the trail network. No. 3, eliminate blight. No. 4, protect property owners from flood damage, one of the top picks. And No. 5, keep Bethel Park green. The only thing green about that land right now is the grass, not the gas station.

So we look at some of the other items
that were brought up at -- at the discussions
about what they wanted to see about Bethel
Park. Increase attractions, restaurants,
experiential retail such as public art,
tactile urbanism, get destination enhancements

such as public squares, market halls; create a 1 community that's intentionally age inclusive, 2 increase the extent to which neighborhoods can 3 integrate seniors by providing access to local 4 amenities, support, and services. 5 You won't find gas station mentioned one 6 time. So what we would hope is that the 7 Council members vote for the residents and not 8 Where is their influence? for the businesses. 9 How are they getting you to vote that way when 10 the people that elected you are clearly 11 demonstrating otherwise? 12 Again, our hotline number, 412.714.6588. 13 14

Give us a call. We'll get back to you. petition drive starts shortly.

Thank you.

MR. MOURY: Thank you very much.

Are there any other residents who would like to speak on non-agenda items, if you'd come up --

> MR. MAJERNIK: Yes.

MR. MOURY: -- and state your name and address.

MR. MAJERNIK: I didn't sign up earlier.

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MR. MOURY: That's fine.

MR. MAJERNIK: Tom Majernik.

MR. MOURY: If you could wait until you get to the microphone, please.

MR. MAJERNIK: Tom Majernik, 5460
Glen Hill Drive. I empathize with the gas
station situation. I think that's a very
important topic. But something else that I'm
concerned about, and I'm putting it out there
as just a concern at that point, is this new
-- new garbage collection process. I left
Mark a message. He never replied.

But my concern is this. When I -- when this thing came into process last year, I went to the Community Center. I talked to the manager who was there. I said look, great idea. Keep the place clean. But what if I have branches or an extra -- it's Christmas, when I have some extra garbage. He said, no problem. Just put it beside your can; they'll pick it up, which they did for a month. Okay.

Now they say you have to buy an extra garbage can. Well, that's twofold. One, it's going to cost me extra money. Two, I have no place to store one of those big garbage cans.

I only need it three times a year.

I cut some branches this -- off my tree this -- this weekend. I looked on the Municipal website. It said clearly cut them into bundles, 4-foot bundles, put them next to your garbage can; they'll pick it up. They didn't. I called the Borough. Oh, we should have taken that off the website; that's incorrect. But it was on there last week whenever I looked. So now I got a bunch of limbs, small bundles as they were supposed to be, next to -- on my driveway.

The point is this, though. I lived in Indiana County a few years ago and they tried this same thing. You had to buy these bags. You had to put the garbage in certain containers, and if it wasn't in there, it wasn't picked up. Well, what happened was people started dumping, and that's what's going to happen here I'm afraid. Again, I'm just -- this is a concern of mine.

My branches, well, if you don't pick them up, guess what, I'm going to burn them.

You're going to have people burning branches and twigs and stuff because I can't have

anyplace to put it. I've got to put these twigs in a brown paper bag, which kills more trees, and then deliver them every third Saturday to the Municipal facility. I'm not going to do it. I'm going to burn them in my backyard and I'll have a hotdog there to make it legal.

So -- and I'm going to dump my grass out back behind my lot. I can do that, but it's going to attract rats and rodents. And then people are going to start dumping regular trash, too.

So, please, let's come to a happy medium.

Let's get Waste Management to have an understanding. If I'm doing it every week, I -- I will buy an extra garbage can, I promise.

But if it's three times a year that I've got a little extra garbage from branches, they should be able to pick them up. They do it in Whitehall. I know that for a fact because they're over there in Whitehall and I've got some buddies over there and they do pick it up. So let's try to have a happy medium.

Again, I don't want our community to become a dumping ground that I saw up in Indiana a few

years ago.

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Thank you.

MR. MOURY: Thank you.

Normally this is the Public Comments section, but I will respond to you. One of the things, we locked into the first year, into the automated system. We are going to be reviewing -- we're kind of locked in for year one and we are reviewing all the options, what's worked, what hasn't.

Unfortunately, it may not -- any changes occur this year, but we are exploring. It's just it was a test for us. We didn't have a choice when we went this way. I know the Manager met with Waste Management recently and we're reviewing all the options. We're taking all the comments from the community. I mean, it applies --

MR. MAJERNIK: I was lied to at the very beginning. If he hadn't said that, I would have been up here talking more vehemently. But whenever the borough manager said you can put it beside your can and they'll pick it up, I don't have a problem with that; who would. Change the rules.

<pre>it, I can assure you. MR. MAJERNIK: Okay. Thank you. MR. MOURY: So we'll keep you posted. MR. MAJERNIK: Thank you. MR. MOURY: Is there anybody else on non-agenda items?</pre>	
MR. MOURY: So we'll keep you posted. MR. MAJERNIK: Thank you. MR. MOURY: Is there anybody else on non-agenda items?	
5 posted. 6 MR. MAJERNIK: Thank you. 7 MR. MOURY: Is there anybody else 8 on non-agenda items?	
6 MR. MAJERNIK: Thank you. 7 MR. MOURY: Is there anybody else 8 on non-agenda items?	
7 MR. MOURY: Is there anybody else on non-agenda items?	
8 on non-agenda items?	
9 (No response was heard.)	
MR. MOURY: Hearing none; can we	
turn to General Policy and Finance, and Mr.	
Hannan. We have no residents signed up to	
13 speak.	
MR. HANNAN: We have no items under	<u>-</u>
General Policy and Finance, Mr. President.	
MR. MOURY: Thank you, Mr. Hannan.	
I just have one item. I think we	
introduced a few months ago the Allegheny Lan	d
19 Trust and the Bethel Park Greenway Project.	
We started a fundraising campaign, that we're	
targeting \$35,000 for private funds.	
To date, I found out today, that our	
our goal of private fundraising is \$20,883.	
We're well on our way, but we certainly need	
some support. There's two other grants that	

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we have applied for that are going to fund the major portion of it. They have been applied for. Our state representatives, the state senator are supportive. We're hoping to get some type of a notification probably in September, if not October, when these grants are actually awarded. So we'll keep everybody apprised.

Okay.

MR. HARRISON: Mr. Moury.

MR. MOURY: Mr. Harrison.

MR. HARRISON: I also found out today that the number you quoted on the amount of money being sent in is approximately \$20,000, but the bulk of the funds came in immediately and now they're just coming in at a trickle. So I'd like to remind the public that we -- we have to meet this \$35,000 goal to -- to help us get other monies to -- to see that this plan goes forward.

The -- I mentioned last meeting, much to the discontent of some of my fellow Council members, that I was making -- the first contribution, I said that I would contribute my annual salary for one year into this fund.

That -- I said -- we met in the caucus room several months ago and the gentleman that is -- is the honcho of the Allegheny Land Trust briefed us and at that time Mr. Moury said, oh, Harrison it's your chance to contribute \$1,000. And I said, no, I'll do better than that; I'll contribute \$3,000, my annual salary for one year.

Mr. Moury took exception to that, saying that he never said that. Now, there were several Council members sitting here that were there. He certainly did say it. So he either -- he either conveniently forgot that he did that or else he's sitting up there lying, and he can choose which he did.

But I just -- and I just want to tell you one other thing, that they're all in the minutes of the last month's meeting, but he said that -- that I didn't take any interest in the project until we were on camera. I don't exactly know what he's talking about there. But I can tell you, and I've told Council, that I walked that property with Mr. Guttman many times and he had many ideas that never developed. And -- and just several

months ago there was a gentleman that came in and held a meeting in the industrial park that was proposing to develop that property and none of that happened.

So I think Bethel Park is blessed to have this project going forward and I would highly recommend that if -- if you thought about making a contribution and you haven't, do it now.

Mr. McLean's not here, but he -- he made a statement, and I can read it to you, but basically he was saying if you make a contribution, just keep quiet about it. I disagree with that. I think if you make a contribution, you ought to encourage your friends, your neighbors and your cohorts to -- to make a contribution.

And anybody that wants to know more about it can go on BethelPark.net. There's about a one hour proc -- video that you can look at that Mr. Daugherty, who's with the Allegheny Land Trust, explained the total thing.

So I would encourage you to look at that if you want to learn more and I strongly encourage you to make contributions. And I

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would strongly encourage you to try to motivate your friends, neighbors, and cohorts to make a contribution.

Thank you very much.

MR. MOURY: The only comment I'll make on that is what he said is simply not true. It's pretty apparent Mr. Harrison can take something that's a very good project and turn it into something negative and politicize it.

Just as an example, we received the minutes of the meeting that he's referencing in our mail this past week. It wasn't good enough for Mr. Harrison. He had to go and request staff research and send an additional copy of the minutes out to him so he can make his political grandstanding speech.

Are there any other items?
(No response was heard.)

MR. MOURY: Hearing none; can we turn to Planning and Zoning, and Mr. Dixon.

We do have one res -- one resident signed up to speak on the Bethel Greenway subdivision project. Is it Christine?

MS. GIBALA: Yes.

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Yeah, this is regarding the Demare Drive. My name is Christine Gibala. I'm at 2404 Bethel Church Road. There is a complex I quess going in across the street which we weren't really informed of, but technically wouldn't have much of an effect on us until I came home and there's markings and -- on my driveway, through my yard, through my neighbor's, and all of my neighbors are here as well because it's marked all through their yard, trying to find out who's going to be digging. And someone had been doing some digging in my front yard. Called the borough. Didn't get any answers. Nobody knew. Called the water company. They didn't know. Called Don Harrison who told me that it has to do with the apartment complex going in.

When my neighbor caught one of the gentlemen that was doing some of the marking, he said it was for the emergency exit -- well, he said it was for a road across the street.

Well, if you know anything about Bethel Church right where the Legion is, that's a lot of traffic. So we were concerned about the fact that there could be another road merging into

there.

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Spoke to Don Harrison. He said that it's an emergency access and it's to be gated. We are -- we are here just to make sure that that is, in fact, the case.

Also, is there going to be any digging on our side of the road based on the fact that people are testing while they're digging in my front yard? So -- and I want to thank Don Harrison for that. But is that, in fact, the case?

The road --MR. MOURY: No. initially when it was proposed to the planning commission, they were going to make the road go all the way through to Bethel Church. Based on the discussion at the planning commission, the developer went back. going to be like a cul-de-sac or end. There'll be what they consider an emergency access road, so if a fire truck needs to get But it will have some gate or through. obstruction that people will not be able to get through there on a regular basis. will virtually be a cul-de-sac.

MS. GIBALA: Okay.

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1	MR. MOURY: And I can provide you
2	after the meeting I'll give you a copy of
3	my plans
4	MS. GIBALA: Oh, that would be
5	great.
6	MR. MOURY: so you can see
7	exactly what it is.
8	MS. GIBALA: Now, is there going to
9	be any digging on our side of Bethel Church?
10	MR. MOURY: To the best of my
11	knowledge, no. Everything's going to be on
12	the opposite side. There may be some access
13	to, and I don't know if they'll figure this
14	out totally, but some of the utilities, which
15	may go up through another property. But
16	MS. GIBALA: Which I'm guessing is
17	why they were marking the utilities on our
18	yards.
19	MR. MOURY: Yeah. I think what
20	they do is they go in and they mark them under
21	the One Call just to see where they're at.
22	Because Bethel Church used to go down before
23	they
24	MS. GIBALA: Right.
25	MR. MOURY: many years ago when

1 I was a child. So that was a long time ago. 2 MS. GIBALA: Yes. Now, I called 3 They didn't know anything about it. One Call. 4 I called numerous people and nobody could tell 5 me what was going on except Don. MR. MOURY: Yeah. Essentially if 6 there's any utilities, I think they're going 7 to be enter -- entering through properties on 8 their side. 9 10 MS. GIBALA: Okay. MR. MOURY: But there's no 11 12 intentional digging. And, like I said, after the meeting I can share with you the -- the 13 14 plans so you'll see what it is and what we're 15 voting on this evening. MS. GIBALA: I would like that. 16 17 Thank you. 18 MR. MOURY: Thank you. 19 Okay. At this time can we turn to Mr. 20 Dixon, and Planning and Zoning. 21 MR. DIXON: Thank you, Mr. 22 President. 23 I do have one suggestion, though. 24 all the utility work that's been done in the 25 Municipality, perhaps it could be a totally

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unrelated utility construction going on there. 1 2 It probably --3 MS. GIBALA: I couldn't find 4 anybody that could tell me specifically. 5 After calling the water company, I called Allegheny County. I've called PA --6 7 MR. MOURY: One Call. MS. GIBALA: -- One Call. 8 Nobody had any record and yet there's marks in my 9 driveway, her driveway, her yard. 10 11 MR. DIXON: We would not expect any -- any digging to be going on --12 MR. MOURY: Yeah. 13 14 MR. DIXON: -- across the street. 15 It would generally be right on site where the dwelling is going to be occurring. 16 17 MS. GIBALA: Okay. 18 MR. DIXON: That would be our 19 expectation anyway. 20 MR. MOURY: Thank you. 21 MR. DIXON: Okay. We have several 22 items on the agenda for Planning and Zoning 23 tonight. 24 The first one is Application 2019-0346, Bethel Pines Subdivision, major subdivision, 25

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Demare Drive.

I move that we approve Application
2019-0346, Bethel Pines Subdivision, Demare
Drive, in accordance with the municipal
planner's correspondence dated August 7, 2019.

MS. GIBBONS: Second.

MR. MOURY: There is a motion and a second we approve Application No. 2019-0346, Bethel Pines Subdivision, Demare Drive, in accordance with the municipal planner's correspondence dated August 7, 2019.

MR. HANNAN: Mr. Moury.

MR. MOURY: Okay. I'm going to give kind of a brief overview. This is the property on Bethel Church Road behind the Bethel Park American Legion. It is currently zoned residential and that's what they're going to be developing.

Some of the concerns from the residents in the area were some of the runoff problems that exist today, and there's a couple homes that have been impacted.

I'll go back to 20-plus years ago we had some issues over there. We tried to work with the property owner to rectify because we

needed to do some storm sewers from the properties up along Bethel Church down to the catch basins on Lightwood.

Unfortunately, we were not able to get the property owner to agree to it, so this -- this situation has become exacerbated over the last 20-plus years.

One of the things that happened when it came to -- well, the first rendition came, as I mentioned earlier, had the road going straight through. The planning commission didn't like that. There was some concerns, some safety issues, all that.

The developer, who's been very nice to work with, came back and said, okay, we may get one less house or we may have to sacrifice some things, but we'll work with the planning commission and not -- not to make it a cut-through street. So they did that.

When it came to Council's table, one of the things we talked about is the stormwater runoff problems that existed today. There's a couple parcels, and we're getting runoff from Bethel Church, that it goes down through the parcels that go onto the property they're

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acquiring. Then it goes onto some of the adjacent property owners.

What they have agreed to do is on one of the properties they're extending their storm sewers from their detention pond, which is over adjacent to the trolley tracks, up to these properties to catch the water that used to run into the neighbor's property.

So they're going to catch that water, and on the property line at the American Legion they're also going to put up a curb to control the property from running from that area down into the residential properties.

So we asked them to look at that, if they would do that. The Municipality, as kind of a back and forth, opted to -- we would take over the detention pond once the development's done. Because this was a lot of work. It's a pre-existing condition, where they could have came in and said it's not our problem, but then the neighbors would still have an issue because it would go across the property that they actually acquired.

So the moral of the story is they're extending the catch basins up on to that

property, which will catch the water and run it down into the detention pond.

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The second area was up closer to Demare Drive. There was some questions on runoff not from that property, but from the way the topography is today over there. What the developer shared and the site plan shows, they're going to be changing some of the topography over there. So where the back of the property line is on Lightwood, North Lightwood, right now it probably goes up four or five feet and it goes back into the property. They're going to grade that down.

So essentially the high point of the Demare property is going to be closer to the property line. They have committed to us once they do the development, they're going to put some swales around the homes to ensure that there isn't any potential water issues.

But just by the way they're changing it, they're going to change the flow from water coming to the residential on North Lightwood, it's going to go -- flow back into the detention area that they're going to put in.

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And where Demare Drive is today, we ran

into some issues where potentially the water is coming down. Once you go past the one house on Demare Drive, they're going to put catch basins on either side of the road. All that storm water which runs -- runs down North Lightwood today is now going to run kind of the other way and go into the detention area.

So we're taking the big steps, and the developer's been very good to work with us in fixing a problem that exists today. We're working with them to hopefully rectify the situation.

For the homeowners there, as we get into the development phase and they go in to start doing work, there'll be an E and S program.

They have to get a permit they have to get.

So we're going to make sure they live up to what they committed to.

So while I wasn't initially enthralled by this in discussions with the developer, they were very amenable to work with us. So we hopefully have a good solu -- suggestion or solution that's a win-win for everybody.

And their timetable, if this is approved, is late 2019 or early 2020, when they're going

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1	to do this. So there's a lot of time and a
2	lot of things have to happen before even after
3	we approve this this evening. That is all.
4	MR. HANNAN: Any other discussion
5	from Council?
6	Manager, will you call the roll.
7	MR. CHRISTIAN: Campbell.
8	DR. CAMPBELL: Yes.
9	MR. CHRISTIAN: Dixon.
10	MR. DIXON: Yes.
11	MR. CHRISTIAN: Gibbons.
12	MS. GIBBONS: Yes.
13	MR. CHRISTIAN: Hannan.
14	MR. HANNAN: Yes.
15	MR. CHRISTIAN: Harrison.
16	MR. HARRISON: Yes.
17	MR. CHRISTIAN: Moury.
18	MR. MOURY: Yes.
19	MR. CHRISTIAN: O'Brien.
20	MR. O'BRIEN: Yes.
21	MR. MOURY: Motion passes 7/0.
22	Mr. Dixon.
23	MR. DIXON: The next item is
24	another one for Bethel Pines, Application No.
25	2019-0347, Bethel Pines Major Land

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1 Development, Demare Drive. 2 I move that we approve Application No. 3 2019-0347, Bethel Pines Major Land Development, Demare Drive, in accordance with 5 the municipal planner's correspondence dated 6 August 7, 2019. 7 MS. GIBBONS: Second. MR. MOURY: There's a motion and a 8 9 second we approve Application No. 2019-0347, 10 Bethel Pines Major Land Development, Demare 11 Drive, in accordance with the municipal 12 planner's correspondence dated August 7, 2019. 13 Any discussion on this item? 14 (No response was heard.) 15 MR. MOURY: Mr. Christian, would 16 you please call the roll. 17 MR. CHRISTIAN: Campbell. 18 DR. CAMPBELL: Yes. 19 MR. CHRISTIAN: Dixon. 20 MR. DIXON: Yes. MR. CHRISTIAN: Gibbons. 21 MS. GIBBONS: Yes. 22 23 MR. CHRISTIAN: Hannan. 24 MR. HANNAN: Yes. 25 MR. CHRISTIAN: Harrison.

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1 MR. HARRISON: Yes. 2 MR. CHRISTIAN: Moury. 3 MR. MOURY: Yes. 4 MR. CHRISTIAN: O'Brien. MR. O'BRIEN: 5 Yes. 6 MR. MOURY: Motion passes 7/0. 7 Mr. Dixon. MR. DIXON: 8 The next item is 9 Resolution R8-12-19A, Adaptive Signal 10 Upgrades. 11 I move that we approve Resolution R8-12-19A, to submit an application for 12 13 traffic signal approval to the Pennsylvania 14 Department of Transportation per the director 15 of engineering's correspondence dated July 18, 2019. 16 17 MS. GIBBONS: Second. 18 MR. MOURY: There's a motion and a 19 second we approve Resolution R8-12-19A, to 20 submit an application for traffic signal 21 approval to the PA Department of 22 Transportation per the director of 23 engineering's correspondence dated July 18, 24 2019. 25 What this means to most of us, an

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1	adaptive signal system will be improve
2	traffic flow along along the 19 Route 19
3	corridor. The project begins at Brookside
4	Boulevard in Upper St. Clair Township and
5	continues to Connor Road in the Municipality
6	of Mt. Lebanon.
7	Projects of this nature are being
8	completed along the Route 88 corridor and
9	throughout Bethel Park. The project is
10	expected to start construction in 2020.
11	So they're going to kind of time all the
12	lights to hopefully make the traffic go
13	through on Route 19 a little quicker.
14	Any other discussion?
15	(No response was heard.)
16	MR. MOURY: Mr. Christian, would
17	you please call the roll.
18	MR. CHRISTIAN: Campbell.
19	DR. CAMPBELL: Yes.
20	MR. CHRISTIAN: Dixon.
21	MR. DIXON: Yes.
22	MR. CHRISTIAN: Gibbons.
23	MS. GIBBONS: Yes.
24	MR. CHRISTIAN: Hannan.
25	MR. HANNAN: Yes.

1	MR. CHRISTIAN: Harrison.
2	MR. HARRISON: Yes.
3	MR. CHRISTIAN: Moury.
4	MR. MOURY: Yes.
5	MR. CHRISTIAN: O'Brien.
6	MR. O'BRIEN: Yes.
7	MR. MOURY: Motion passes 7/0.
8	Mr. Dixon.
9	MR. DIXON: The next item is
10	another resolution, R8-12-19B, Sewage Planning
11	Module, American Natural Retail, Cool Springs
12	Drive.
13	I move that we approve Resolution
14	R8-12-19B, to revise the sewage facilities
15	plan in accordance with the director of
16	engineering's correspondence dated July 31,
17	2019.
18	MS. GIBBONS: Second.
19	MR. MOURY: There's a motion and a
20	second we approve Resolution R8-12-19B, to
21	revise the sewage facilities plan in
22	accordance with the director of engineering's
23	correspondence dated July 20 31, 2019.
24	Any discussion of this item?
25	(No response was heard.)

1	MR. MOURY: Mr. Christian, would
2	you please call the roll.
3	MR. CHRISTIAN: Campbell.
4	DR. CAMPBELL: No.
5	MR. CHRISTIAN: Dixon.
6	MR. DIXON: Yes.
7	MR. CHRISTIAN: Gibbons.
8	MS. GIBBONS: Yes.
9	MR. CHRISTIAN: Hannan.
10	MR. HANNAN: Yes.
11	MR. CHRISTIAN: Harrison.
12	MR. HARRISON: Yes.
13	MR. CHRISTIAN: Moury.
14	MR. MOURY: Yes.
15	MR. CHRISTIAN: O'Brien.
16	MR. O'BRIEN: Yes.
17	MR. MOURY: Motion passes 6 to 1.
18	Mr. Dixon.
19	MR. DIXON: Mr. President, we have
20	one more for Bethel Pines, and that is
21	Resolution No. R8-12-19C, Sewage Planning
22	Module, Bethel Pines, Demare Drive.
23	I move that we approve Resolution
24	R8-12-19C, to revise the sewage facilities
25	plan in accordance with the director of
	I

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1	engineering's correspondence dated July 31,
2	2019.
3	MS. GIBBONS: Second.
4	MR. MOURY: There's a motion and a
5	second we approve Resolution R8-12-19C, to
6	revise the sewage facilities plan in
7	accordance with the director of engineering's
8	correspondence dated July 31, 2019.
9	Any discussion of this item?
10	(No response was heard.)
11	MR. MOURY: Mr. Christian, would
12	you please call the roll.
13	MR. CHRISTIAN: Campbell.
14	DR. CAMPBELL: Yes.
15	MR. CHRISTIAN: Dixon.
16	MR. DIXON: Yes.
17	MR. CHRISTIAN: Gibbons.
18	MS. GIBBONS: Yes.
19	MR. CHRISTIAN: Hannan.
20	MR. HANNAN: Yes.
21	MR. CHRISTIAN: Harrison.
22	MR. HARRISON: Yes.
23	MR. CHRISTIAN: Moury.
24	MR. MOURY: Yes.
25	MR. CHRISTIAN: O'Brien.

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MR. O'BRIEN: 1 Yes. 2 MR. MOURY: Motion passes 7/0. 3 Mr. Dixon. MR. DIXON: Mr. President, we do 4 not have any additional items --5 MR. MOURY: Thank you, Mr. --6 7 MR. DIXON: -- for Planning and Zoning. 8 9 MR. MOURY: Are there any additional items? 10 11 MR. HARRISON: Mr. Moury. MR. MOURY: Mr. Harrison. 12 13 MR. HARRISON: Because the meeting here and the agenda, we close out too quickly 14 15 for me to keep up, I just want to speak to the citizens and tell them if they will sign the 16 petition that these ladies and gentlemen 17 18 already talked about, we can overcome this dastardly rezoning that my fellow Council 19 members approved in -- in Cool Springs. 20 So it's up to you folks to do two things. 21 One, when you see the position -- petition, 22 23 sign it. And, two, offer your help in working at the tables where the petition will be and 24 to work your neighborhood to get signatures. 25

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And these -- these two gentlemen and two ladies are organizing the whole thing and they gave a phone number that you can call to offer your help. Thank you very much.

MR. MOURY: Thank you, Mr. Harrison.

Any additional items?

MR. DIXON: Mr. President.

MR. MOURY: Mr. Dixon.

MR. DIXON: I -- my name was mentioned again tonight as it was in our special meeting for Cool Springs rezoning.

Under the dispersion that I did some unethical act by -- by voting in that rezoning, I feel compelled to -- to address that on the record.

I did nothing illegal, especially nothing unethical. I've lived my life as -- as a man of honor and anybody that knows me knows that honor is the foremost thing in my life and they know that I would never do anything unethical.

Before I cast that vote I went to the Pennsylvania State Ethics Commission website where they address political campaign contributions, and -- and it allows me, allows

anyone to accept a campaign contribution and still vote on an issue related to that contributor as long as there is no understanding that the vote is -- is buying any sort of action. And that certainly didn't occur here.

The Home Rule Charter addresses this as well, and -- and they say only if you have a personal or a financial interest in the entity, then you can't vote. And I have neither a personal or financial interest in Cool Springs.

The whole thing started early in 2018 when I decided to run for the State House of Representatives, which is a very costly endeavor and one must raise money in order to do that, to get your name out there, to get your message out there. You go to family, friends, people who know you and know what kind of representation you would -- you would provide in Harrisburg, and -- and they make campaign contributions to you in that regard.

When an -- when an individual makes a campaign contribution to a political candidate, they are not waiving their right to

representation by that candidate.

The irony here is that had I been successful in that run for the State House, I'd be sitting in Harrisburg right now. I would not even be on this Council and I never would have been able to cast a vote for that rezoning. So clearly there was no quid pro quo on a campaign donation that was made well over a year ago. The -- the -- so that's the background behind this.

Let me explain why I -- I always taught my kids growing up that it's better to get in trouble doing the right thing than by doing the wrong thing. So let me explain to you why I think this was the right thing to do, to vote for this rezoning. And one of those speakers here tonight mentioned that -- she referenced the fact that when you vote for a rezoning, you don't vote for any particular project, and that's correct.

When you vote for a rezoning, anything that is legal within that zoning category can be built on that site once it's been rezoned. So we did have this gas station on the -- on the agenda, but knowing full well in our

considerations that what we were voting for was to change the zoning so that anything in that zoning category could be built. We all knew that and we are all aware of that.

The -- the beginning of all this started when they wanted to put this project on the corner of Hamilton Road and Baptist Road.

There was a large outcry of -- of people, residents who were against it. Probably half of the people that were against it weren't even Bethel Park residents. They lived in Whitehall. Because that intersection is at the border of Bethel Park and Whitehall.

So there was a large outcry of people who did not want that. Frankly, I was against that -- that site myself. But I was elected to represent the people of Bethel Park and particularly the people of Ward 4, and we had a number -- a great number of people from my ward who came to those meetings and spoke against that rezoning at the corner of Hamilton, along with many other people.

The -- the overwhelming majority of people who spoke against that urged the applicant to withdraw the application for that

site and to move the project down to the commercial zone at Cool Springs Drive. And so the applicant did that. They did what they were asked by almost everybody.

And they came back to us with another plan, locating this project on this site that it now sits, that's now being proposed, Cool Springs Drive.

They -- there were several work -planning commission workshops, planning
commission meetings, Council meetings, public
hearings. I sat through dozens of hours as
the chairman of planning and zoning, attending
every one of those meetings, and everybody
thought that the right location was the
current proposed location.

At that point in time nobody from Cool Springs Drive even attended any of those meetings because the residents were brand new. Those houses are brand new. And -- and when this all started, I don't even know if anybody was living in those houses yet. Since then several people have moved in, though, and they have taken objection to this location. So having been through all those dozens of hours,

all these meetings, this was the right location to put that.

The -- the people who are opposed have characterized the area there as a quiet, pristine, residential area. They keep referring to it as a residential area. And I respect their opinion and I don't mean for this to sound acrimonious, but the fact is that Cool Springs is a commercial development.

Everything over there is commercial.

There's the largest commercial sports complex in this part of the state right next door to those residences. There's a banquet hall there that serves hundreds of people every weekend, you know, music and -- and wedding receptions and so forth. They open up the garage doors. People come out on the patio. That's right next door to these houses.

Right across the street is one of the largest golf facilities, a commercial golf facility in the -- in the entire region.

There's a commercial memory care facility directly across the street.

Right down the street is a commercial shopping center with a very popular bar and

restaurant. Across the street is Lowe's Home Improvement. I could go on and on, there's more, but I'll -- I'll stop there. Everything over there is commercial except for those residences that were just built recently.

So they're not in a quiet residential neighborhood. Their houses were built in a commercial zone, irrespective of the zoning designation.

And so the planning commission, which initially voted unanimous -- unanimously to deny the rezoning when it was at the Hamilton Road site, voted unanimously to recommend approval to Council to rezone that site, the new -- the current proposed site.

And so that's the genesis of all of this. That's why this was the right vote to make.

None of this had anything to do with a campaign contribution that was made well over a year ago for an election that would have taken me off this Council and taken me out to Harrisburg.

So I thought it was important to just let everybody know where I'm at with regard to why I made that vote. I wanted to make it clear,

if it's not evident already, that it was 1 perfectly ethical to do what I did and I'm not 2 ashamed of it at all. 3 4 Thank you very much. 5 MR. MOURY: Thank you, Mr. Dixon. Any other discussion? 6 7 (No response was heard.) MR. MOURY: Hearing none; can we 8 9 turn to Health, Safety and Welfare, and Mr. 10 O'Brien. 11 MR. O'BRIEN: Mr. Moury, there are 12 no items under Health, Safety and Welfare. Thank you, Mr. O'Brien. 13 MR. MOURY: Any additional items? 14 (No response was heard.) 1.5 MR. MOURY: Hearing none; can we 16 turn to Public Works and Maintenance, and Ms. 17 Gibbons. 18 MS. GIBBONS: Steeplechase 19 20 Landslide repair. I move that we approve the 5559 21 Steeplechase Drive landslide repair by Dom 22 Folino Construction in accordance with the 23 engineer's correspondence dated July 17, 2019. 24 MR. O'BRIEN: Second. 25

MR. MOURY: There's a motion and a 1 second we approve the 55 -- 5559 Steeplechase 2 3 Drive landslide repair by Dom Folino Construction in accordance with the engineer's 4 correspondence dated July 17, 2019. 5 This is a -- a small slide that was 6 7 created by a storm sewer that was owned by the Municipality. It was corrected last year. 8 This is just going to do some dressing up of 9 the area to complete the work that they did. 10 So this is a storm sewer issue surrounding our 11 12 storm sewer pipe. 13 Any other discussion? 14 (No response was heard.) MR. MOURY: Hearing none; Mr. 15 16 Christian, would you please call the roll. MR. CHRISTIAN: Campbell. 17 DR. CAMPBELL: Yes. 18 19 MR. CHRISTIAN: Dixon. 2.0 MR. DIXON: Yes. MR. CHRISTIAN: Gibbons. 21 MS. GIBBONS: Yes. 22 23 MR. CHRISTIAN: Hannan. MR. HANNAN: Yes. 24 MR. CHRISTIAN: Harrison. 25

1	MR. HARRISON: Yes.
2	MR. CHRISTIAN: Moury.
3	MR. MOURY: Yes.
4	MR. CHRISTIAN: O'Brien.
5	MR. O'BRIEN: Yes.
6	MR. MOURY: Motion passes 7/0.
7	Ms. Gibbons.
8	MS. GIBBONS: There are no
9	additional items under Public Works and
10	Maintenance.
11	MR. MOURY: Thank you, Ms. Gibbons.
12	Are there any additional items?
13	MR. HANNAN: Move we adjourn.
14	MR. MOURY: Hearing none; motion to
15	adjourn.
16	MR. O'BRIEN: So moved.
17	MR. MOURY: Second. All in favor.
18	MR. DIXON: Aye.
19	MR. HANNAN: Aye.
20	MR. HARRISON: Aye.
21	MR. MCLEAN: Aye.
22	MR. O'BRIEN: Aye.
23	DR. CAMPBELL: Aye.
24	MS. GIBBONS: Aye.
25	MR. MOURY: Meeting adjourned.

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Good night, everyone.
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                  (At 8:41 p.m., the meeting adjourned.)
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1 2 3 COMMONWEALTH OF PENNSYLVANIA) 4 5) SS: COUNTY OF WESTMORELAND 6 7 8 I, Cynthia P. Simonovitch, do hereby certify 9 that the evidence and proceedings are contained fully and accurately in the machine shorthand notes taken by 10 me in the meeting of the within cause; that the same 11 12 were transcribed by me, and this is a correct 13 transcript of the same. 14 15 16 17 Cynthia P. Simonovitch COMMONWEALTH OF PENNSYLVANIA 18 Court Reporter NOTARIALSEAL Cynthia P. Simonovitch, Notary Public 19 Unity Twp., Westmoreland County My Commission Expires Feb. 5, 2021 MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES 20 21 My Commission expires February 5, 2021 22 23 24 25

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