



BOROUGH OF DORMONT

1444 HILLSDALE AVE
PITTSBURGH, PA 15216-2019
(412) 561-8900
FAX (412) 561-7805
www.boro.dormont.pa.us

BOROUGH MANAGER
BENJAMIN R. ESTELL

MAYOR
PHIL ROSS

SOLICITOR
DODARO MATTIA & CAMBEST

MEMBERS OF COUNCIL
WILLARD MCCARTNEY, PRESIDENT
JOAN HODSON, VICE PRESIDENT
YVONNE COSTANZO
JEFF FABUS
DREW LEHMAN
JOHN MAGGIO
VALERIE MARTINO

REGULAR BUSINESS MEETING DORMONT BOROUGH COUNCIL October 5, 2015

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Registered Comments from the Public
5. Comments from the Mayor
6. Council Committee Reports
7. Council President's Report
8. Borough Manager's Report
9. Consent Agenda
 - a. Motion to approve the written report of the Solicitor.
 - b. Motion to approve the written reports of Borough Officials.
 - c. Motion to approve the Minutes of the September 8, 2015 Council Business Meeting.
 - d. Motion to approve the Warrant list for September 2015.
 - e. Motion to accept recommendation of the Manager to approve Permit Parking on the 1500 block of Greenmount Avenue.
 - f. Motion to accept recommendation of the Planning Commission to approve consolidation of parcels 141-C-180 and 141-C-178, located at 911 Parkside Avenue.
 - g. Motion to accept the recommendation of the Traffic and Parking Planning Commission to approve Reserved Accessible Parking for Edward Krepley at 1103 Arkansas Ave.
 - h. Motion to accept the recommendation of the Traffic and Parking Planning Commission to approve Reserved Accessible Parking for Robert John Botting at 2946 Mattern Ave.
 - i. Motion to accept the recommendation of the Solicitor to waive garbage fees from 2011-2012 for 3229 Gaylord Avenue, in the amount of \$422.40, due to property being sold at Sheriff's Sale with a free and clear title.



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REGULAR BUSINESS MEETING DORMONT BOROUGH COUNCIL October 5, 2015

- j. Motion to accept recommendation of the Chief of Police to approve Memorandum of Understanding by and between Dormont Police Department and Keystone Oaks School District.
- k. Motion to accept recommendation from Recreation Director to approve contract with Entertainment Unlimited, for Street Fair bands, in the amount of \$2000.
- l. Motion to approve contract with Skelly and Loy to provide additional services to present Historical Grant findings at public event, in the amount of \$2000.
- m. Motion to accept recommendation from Solicitor to authorize listing of Conservatorship property, located at 2708 Broadway Ave., with Realtor.

10. Action Items

- a. **Motion to approve proposed Ordinance #1610, regulating non-storm water discharges to the storm drainage system to comply with National Pollutant Discharge Elimination System.** – Finance & Legal Committee – Onnie Costanzo, Chairperson
 - i. Public Hearing
 - ii. Council Discussion
- b. **Motion to approve proposed Ordinance #1611, to implement updated Stormwater management controls as required by federal and state regulations.** – Finance & Legal Committee – Onnie Costanzo, Chairperson
 - i. Public Hearing
 - ii. Council Discussion

11. Discussion Items

12. Citizens' Comments

13. Adjournment



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REGULAR BUSINESS MEETING DORMONT BOROUGH COUNCIL

TO: Borough Council

FROM: Benjamin Estell, Borough Manager

SUBJECT: Summary of Activities for the month of September 2015

DATE: September 25, 2015

Meetings Attended:

September 1, 2015: Meeting with Chief Bisignani and MeterFeeder. Discussed future contract and expansion of services. We have seen a steady increase in usage of the application and believe that the organization can provide even greater functionality to improve employee efficiency, while simultaneously making parking transactions easier for residents and visitors to Dormont. I will keep you informed once we begin to discuss details.

September 4, 2015: One-on-One with Councilman Fabus

September 8, 2015: TMDL strategy meeting with Wayne McVicar and David French; Pre-Construction meeting for 2015 O&M Sewer Project.

September 9, 2015: Meeting with Chief Dennis Logan of the Allegheny County District Attorney's Office; CONNECT meeting with Port Authority

September 11, 2015: One-on-One with Councilwoman Onnie Costanzo

September 14, 2015: Teleconference with Code Red to discuss service and training

September 15, 2015: Meeting with Solicitor Rushford to discuss outstanding legal issues; Planning Commission meeting regarding lot consolidation for George Jaber and discussion of Passive Park

September 17, 2015: CONNECT Executive Committee; Zoning Board of Appeals to discuss change of change of Non-Conforming use.

September 18, 2015: Meet with representatives from PNC Bank to discuss current and potential services; Meet with Joe DeMarco, owner of Cain's Saloon to discuss renovation and business plans

September 23, 2015: TMDL Strategy meeting with Wayne McVicar, Council President McCartney, David French and Lisa Werder Brown

September 25, 2015: Online demonstration of Accela municipal solutions (owners of PublicStuff)



BOROUGH OF DORMONT

EXECUTIVE SESSION 6:00 PM

Contract Negotiations for Union

REGULAR MEETING OF THE DORMONT BOROUGH COUNCIL HELD ON TUESDAY, SEPTEMBER 8, 2015 7:00PM IN THE DORMONT MUNICIPAL CENTER COUNCIL CHAMBERS

Council President McCartney called the Meeting of the Dormont Borough Council to order at 7:05PM

PLEDGE OF ALLEGIANCE

ROLL CALL

The following members of Council responded to roll call:

Onnie Costanzo, Drew Lehman, John Maggio, Val Martino, Bill McCartney

Also present: Borough Manager Ben Estell
Borough Solicitor John Rushford
Mayor Phil Ross
Police Chief Mike Bisignani

REGISTERED COMMENTS FROM THE PUBLIC

Heather Schmidt-Bresnahan, 2733 Glenmore Avenue RE: would like to start a neighborhood watch.

Chief Bisignani gave a brief summary on how to get things started. He stated that our crime rate is lower than 2008 and several of the local communities of comparable size. If you find drugs call non-emergency 911. The local police will be notified; you must let the police know if you find any drugs or paraphernalia.

COMMENTS FROM THE MAYOR

Mayor Ross stated he has reduced his Wednesday evening hours to the 2nd and last Wednesday of the month. He also stated that Dormont is a safe community. Lehman had questions regarding the department having a detective.

COUNCIL COMMITTEE REPORTS

Finance and Legal: Costanzo, as chair of the Finance and Legal Committee, would like the borough to consider a Chronic Nuisance Property Ordinance; it would provide a new process for enforcement and abatement of certain nuisance activities. A meeting will be set up.

As of July 31st the borough has a fund balance of \$2,349,293.61; most of the real estate taxes have been collected at this point, that's why the balance is so high. It will decline over the rest of the year, especially when the borough has the \$700,000.00 payment on a bond.

Several members of council and the fire department met with Representative Dan Miller regarding the recruitment of firefighters. The number of firefighters in the state of Pennsylvania has decreased dramatically.

On Saturday, September 19th, 9am rain or shine, Alcosan is having an Open House.

In September of 2014 the Borough received a \$15,000.00 Keystone Historic Preservation Project Grant from the Pennsylvania Historical and Museum Commission to identify and evaluate historical structures in the borough. It was a matching grant; the Historical Society contributed \$9,000.00 and Dormont paid the remaining \$6,000.00. The project was completed in June 2015. On Thursday, October 22, from 6:30 to 8:30 pm in the Community Room downstairs, there will be a meeting to discuss the findings. All are invited.

Community Affairs/Recreation: nothing at this time.

Public Safety/Service: nothing at this time

Property, Supplies and Planning: the Planning Commission will have a meeting on September 15 at 7pm.

Martino gave summary of the Library meeting and monthly programs.

COUNCIL PRESIDENT REPORT

McCartney stated that there is a town hall meeting immediately following the council meeting with Representative Dan Miller and Senator Wayne Fontana.

There is a group called Primary Colors that will be putting the book together of paintings of the borough's houses in conjunction with the Historic Preservation Project Grant.

BOROUGH MANAGER'S REPORT

Estell discussed Action Item A on the agenda, application for funds for the demolition of 1470 Dormont Avenue.

Estell discussed the mailing of Jordan Tax for delinquent or apparent delinquent garbage bills from records turned over by the bankrupt Centax, for years 2010 thru 2014. Approximately 700 letters went out. Some people have paid but there is no proof of payment; some peoples' checks were not cashed. Anyone receiving this notice should contact Jordan and they will work with you.

Rushford gave a brief description of the events leading to this poor record keeping by Centax and the mess right now.

Lifespan gave 90 day notice that they will be vacating the building in late November. They are closing a number of facilities and consolidating; they are closing 6.

Estell discussed the agenda items of the budget and MMO's.

CONSENT AGENDA

Motion by Costanzo, second by Lehman to accept Consent Agenda Items A, B, C, D, E, F, G, H, I, J, K, L, M (A. Motion to accept the written report of the Borough Solicitor, B. Motion to approve the written reports of Borough Officials, C. Motion to approve the Minutes of the August 3, 2015 Council Business Meeting, D. Motion to approve the Warrant list for August 2015, E. Motion to accept the recommendation of the Engineer approving to approve Payment No. 1, in the amount of \$34,518.91 to Niando Construction Inc. for 2015 Sewer Repair Project – Contract B Excavation, F. Motion to accept recommendation of the Engineer to approve payment No. 1, in the amount of \$16,953.39 to Robinson Pipe Cleaning, for 2015 Sewer Repair Project – Contract A Spot Lining & Grouting, G. Motion to accept recommendation of the Engineer to approve payment No. 2 Sewer Repair Project – Contract A Spot Lining & Grouting, H. Motion to accept recommendation of the Engineer to approve Change Order #1, in the amount of \$3,802.18 [to be invoiced to Duquesne Light] and Payment #2 in the amount of \$3,726.14, to Niando Construction Inc. for 2015 Sewer Repair Projects – Contract B Excavation, I. Motion to approve recommendation of the Manager to contract with Middle Department Agency for Building Inspection Services, J. Motion to accept the recommendation of the Manager to accept the 2016 Minimum Municipal Obligation [MMO] Report for Borough of Dormont Non-Police Employees' Pension Plan, K. Motion to accept the recommendation of the Manager to accept the 2016 Minimum Municipal Obligation [MMO] Report for Borough of Dormont Police Pension Plan, L. Motion to authorize the Borough Manager to execute agreement with Southwestern Pennsylvania Corporation for Borough of Dormont LED Conversion Project, M. Motion to accept recommendation of Solicitor to require the Reserved Accessible Parking Policy to comply with applicable Pennsylvania laws, N. Motion to advertise budget meetings as follows: "The Borough of Dormont Council shall meet to prepare and discuss the proposed 2016 Budget on September 28, 2015, October 26, 2015 and November 9, 2015 beginning at 7:00PM at the Municipal Building, 1444 Hillside Avenue, Pittsburgh PA 15216. All budget meetings are open to the public and all interested individuals are welcome to attend.")
Motion carried 5-0.

ACTION ITEMS

- A. Motion by Martino, second by Costanzo to adopt Resolution #12-2015, authorizing the filing of an application for funds with the Allegheny County Department of Economic Development, for the demolition of 1470 Dormont Avenue.

Public Comment:

Council Discussion:

Motion carried 5-0.

- B. Motion by Costanzo, second by Martino to advertise proposed Ordinance #1610, regulating non-storm water discharges to the storm drainage system to comply with National Pollutant Discharge Elimination System.

Public Comment:

Council Discussion:

Motion carried 5-0

C. Motion by Costanzo, second by Maggio to advertise proposed Ordinance #1611, to implement updated Stormwater Management Controls as required by federal and state regulations.

Public Comment:

Council Discussion:

Motion carried 5-0.

DISCUSSION ITEMS

Lehman had questions regarding the hiring of someone to help with the establishment of the Stormwater Authority.

Estell stated he is interviewing for the replacement of Jennifer Taylor, Clerk/Receptionist. Jennifer is the new hire for the establishment of the Stormwater Authority, the board hired her; she is only working on such items and receives a 1099, she is not a borough employee. It's not a permanent position.

PUBLIC COMMENTS ON NON-AGENDA ITEMS

Leah Petrilli, Voelkel Avenue RE: thanked the police department for their efforts on Sunday morning.

Kim Kunkel, Crosby Avenue RE: Main Street's "A Taste in Dormont" is Saturday, September 12 and the "Vendor Fair" is September 13, both in the pool parking lot.

Lori Sicard, Dormont Avenue RE: Violent Sexual Predator.

Rushford explained she should talk to Senator Wayne Fontana who is having a town hall meeting after the council meeting.

Bisignani stated that the police department followed the Meagan's Law protocol.

ANNOUNCEMENTS

ADJOURNMENT

Motion by McCartney, second by Martino to adjourn.

Memo

To: Dormont Borough Council
From: Dormont Borough Planning Commission
Date: September 16, 2015
Re: Jaber Consolidation Plan of Lots

Members of Council:

This memo is regarding the George and Mary Beth Jaber residing at 911 Parkside Ave. Dormont. PA application to consolidate two parcels of land. The Parcels are contiguous lots 141-C-180 and 141-C-178.

The Planning Commission met 7PM on 9/15/2015 with all members present to hear from the applicant and discuss his plans for the combination of the two lots. Mr. Jaber was present and discussed the history of the parcels and his intentions to add a driveway, parking pad, and landscaping to the lot once they are consolidated.

The Planning Commission listened to the input of the Borough Manager Ben Estell, Building Inspector Pat Kelly, and Engineer Wayne McVicar who all gave a positive endorsement to the proposed consolidation.

A motion to approve the Jaber Consolidation Plan of Lots was made by Dave Hollick and seconded by Valerie Martino. The vote to approve was unanimous.

The Dormont Borough Planning Commission recommends to Dormont Borough Council to approve the Jaber Consolidation Plan of Lots.

Thank you.

Dormont Borough Planning Commission

Meeting Minutes

9/15/2015 September 15, 2015

Opening

The regular meeting of the Dormont Borough Planning Commission was called to order at 7:00 PM on 9/15/2015 in council chambers by John McLane.

Present

John McLane Chairman

Dave Hollick Secretary

Ben Gajewski

Jim Kraus

John McCloskey

Seth Davis

Valerie Martino

All members were present. Quorum declared.

Approval of Agenda

The agenda was unanimously approved as distributed.

Old business

None

New Business

1. The owners of 911 Parkside Ave is requesting to consolidate two properties which he owns. The parcels are 141-C-180 and 141-C-178.

The Planning Commission met 7PM on 9/15/2015 with all members present to hear from the applicant and discuss his plans for the combination of the two lots. Mr. Jaber was present and discussed the history of the parcels and his intentions to add a driveway, parking pad, and landscaping to the lot once they are consolidated.

The Planning Commission listened to the input of the Borough Manager Ben Estell, Building Inspector Pat Kelly, and Engineer Wayne McVicar who all gave a positive endorsement to the proposed consolidation. Mr. Estell advised that with the consolidation, the proposed improvements would be below the 45% threshold of lot improvements.

A motion to approve the Jaber Consolidation Plan of Lots was made by Dave Hollick and seconded by Valerie Martino. The vote to approve was unanimous.

The Dormont Borough Planning Commission recommends to Dormont Borough Council to approve the Jaber Consolidation Plan of Lots.

2. Discussion on the Passive Park at the corner of Hillsdale and West Liberty Avenues.

Seth Davis gave a presentation as to what some of the features of the passive park could contain. Some of which could include:

Creating a rain garden out of 6 of the existing parking spaces to capture run off from the rest of the parking lot and the alley.

Bringing the corner of Hillsdale and West Liberty down to grade and installing a hard surface plaza.

Steps from the plaza to an active space either grass or more durable surface (pea gravel, interlocking pavers that allows grass between) this active space could contain an a structure, (gazebo, band stand,) with electricity.

Redoing the steps from both Hillsdale Ave and West Liberty to allow easier access to the active space. (including ADA ramp)

Question was raised what do we want to do with this space?

Central meeting place for the community.

Small concerts.

Use for business ie Yoga.

Picnic area for apartment dwellers/ families

Questions were raised on environmental impact.

Mr. Estell advised that the presence of the Passive Park now allows any new developer along West Liberty to qualify for LEED building certification.

Can we use “green” technologies in building the retaining walls? Discussed various types of “ green” walls, and paving material.

Questions were raised on funding development of the Passive Park

What grant money is out there? Western Pa. Conservancy, ALCOSAN, DEP. Mr. Estell pointed out grant money for 2016 is more than likely done. Time to start now on 2017 funding.

Questions were raised on how much these improvements might cost.

Seth Davis advised that Western Pa. Conservancy might be able to give a ballpark figure. The commission thought that was a good place to start.

Adjournment

Motion to Adjourn by Valerie Martino seconded by Ben Gajewski.

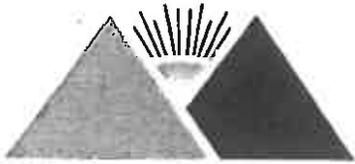
Meeting was adjourned at 8:00 PM by John McLane.

Minutes submitted by: Dave Hollick

1103 ARKANSAS AVENUE DORMONT

CONTENTS

- 1: APPLICATION**
- 2: TPC MEETING LETTER**
- 3: COUNTY WEB PAGE**
- 4: SITE INSPECTION**
- 5: DIGITAL PICTURES**



BOROUGH OF DORMONT POLICE DEPARTMENT

1444 HILLSDALE AVENUE
SUITE #1

PITTSBURGH, PENNSYLVANIA 15216
(412) 561-8900 FAX (412) 561-3516

MICHAEL J. BISIGNANI
CHIEF OF POLICE

PHILLIP A. ROSS
MAYOR

September 9, 2015

Edward Krepley
1103 Arkansas Avenue
Pittsburgh Pa. 15216

Dear Edward,

There will be a meeting of the Dormont Borough Traffic and Parking Commission on Thursday September 9, 2015 at 7:00 P.M in the Borough Council Chambers concerning your application for a handicapped parking space at 1103 Arkansas Avenue.

In order to complete the application process, your attendance is required.

If you have any questions, please call Handicapped Parking Coordinator James Kolesky at 412-561-8900 x 300 or voice mail #372.

Sincerely,

James Kolesky,
Handicapped Parking Coordinator

Cc: Dormont Borough Traffic and Parking Commission

Parcel ID : 0097-E-00043-0000-00
Property Address : 1103 ARKANSAS AVE
PITTSBURGH, PA 15216

Municipality : 819 DORMONT
Owner Name : KREPLEY EDWARD J & MARGARET M

Residential Building Information

Use Code :	SINGLE FAMILY	Total Rooms :	6	Basement :	Full Basement
Style :	OLD STYLE	Bedrooms :	3	Grade :	C
Stories :	2	Full Baths :	1	Condition :	Average
Year Built :	1922	Half Baths :	0	Fireplace(s) :	0
Exterior Finish :	Brick	Heating :	CentralHeat	Garage :	0
Roof Type :	Shingle	Cooling :	Central Air	Living Area :	1,148 SqFt

SITE INSPECTION

1103 ARKANSAS AVENUE

On 09/09/2015, James Kolesky performed a site inspection of 1103 Arkansas Avenue, in regards to an application for a Handicapped Parking Space. This residence is a two story single family home.

Kolesky observed that when you exit the front of the residence you walk directly on to a front porch. From the front porch, there are two sets of steps that leads to a short walkway that connects to the sidewalk, which runs parallel to the 1100 block of Arkansas Avenue. Parking for the 1100 block of Arkansas Avenue is only on one side of the street, which is the side of the applicant's residence.

Kolesky observed that there is no driveway and also no off street parking located in the rear of the residence.

There is one Handicapped parking spot issued in the 1100 block of Arkansas Avenue. It is issued to 1127 Arkansas Avenue.

Please see the digital pictures that accompanies this site inspection.

James Kolesky



**Handicapped Parking
Coordinator**

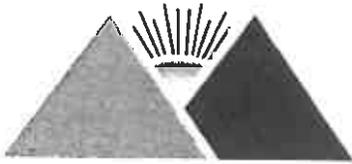




2946 MATTERN AVENUE DORMONT

CONTENTS

- 1: APPLICATION**
- 2: TPC MEETING LETTER**
- 3: COUNTY WEB PAGE**
- 4: SITE INSPECTION**
- 5: DIGITAL PICTURES**



BOROUGH OF DORMONT POLICE DEPARTMENT

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PITTSBURGH, PENNSYLVANIA 15216
(412) 561-8900 FAX (412) 561-3516

MICHAEL J. BISIGNANI
CHIEF OF POLICE

PHILLIP A. ROSS
MAYOR

September 9, 2015

Robert Botting
2946 Mattern Avenue
Pittsburgh Pa. 15216

Dear Robert,

There will be a meeting of the Dormont Borough Traffic and Parking Commission on **Thursday September 9, 2015 at 7:00 P.M** in the Borough Council Chambers concerning your application for a handicapped parking space at **2946 Mattern Avenue**.

In order to complete the application process, your attendance is required.

If you have any questions, please call Handicapped Parking Coordinator James Kolesky at 412-561-8900 x 300 or voice mail #372.

Sincerely,

James Kolesky,
Handicapped Parking Coordinator

Cc: Dormont Borough Traffic and Parking Commission

Parcel ID : 0063-L-00110-0000-00
Property Address : 2944 -2946 MATTERN AVE
PITTSBURGH, PA 15216

Municipality : 819 DORMONT
Owner Name : BOTTING ROBERT J & JUDITH A
PEARSON-BOTTING

Residential Building Information

Use Code :	TWO FAMILY	Total Rooms :	10	Basement :	Full Basement
Style :	MULTI-FAMILY	Bedrooms :	6	Grade :	C+
Stories :	2	Full Baths :	2	Condition :	Average
Year Built :	1915	Half Baths :	0	Fireplace(s) :	2
Exterior Finish :	Brick	Heating :	Central Heat	Garage :	0
Roof Type :	Shingle	Cooling :		Living Area :	2,864 SqFt

SITE INSPECTION 2946 MATTERN AVENUE

On September 9, 2015, James Kolesky performed a site inspection at 2946 Mattern Avenue, in regards to an application for a Handicapped Parking Space. The applicant had a Handicapped Parking Space in 2014 but failed to submit the borough required renewal application, thus the parking spot was removed.

Kolesky observed that 2946 Mattern Avenue is a two unit duplex with the applicant's residence being on the second floor. The on street parking for the 2900 block of Mattern Avenue is on both sides of the street. For the applicant to access the on street parking, he has to exit his front porch and descend two steps that connect to a short walk way which connects to the sidewalk. The applicant also has an elevator installed on the right side of their front porch so he does not have to climb the front steps. (See digital pictures)

There is off street parking in the rear of the residence that consist of a three vehicle garage. To access the garages, the applicant would have to navigate three long sets of steps.

There is currently no Handicapped Parking Space issued in the 2900 block of Mattern Avenue.

Please see digital pictures that accompany this site inspection.

James Kolesky


**Handicapped Parking
Coordinator**



09/09/2015



09/09/2015

RENEWAL

MEMORANDUM OF UNDERSTANDING BY AND BETWEEN
DORMONT **POLICE DEPARTMENT**
AND
KEYSTONE OAKS **SCHOOL DISTRICT**

I. Joint Statement of Concern

A. Parties

The following Law Enforcement Authority or Authorities enter into and agree to adhere to the policies and procedures contained in this Memorandum of Understanding (hereinafter "Memorandum"): Dormont **Police Department.**

The following School Entity or Entities enter into and agree to adhere to the policies and procedures contained in this Memorandum: Keystone Oaks **School District.**

- B.** The purpose of this Memorandum is to establish procedures to be followed when certain specific incidents - described in Section II below - occur on school property, at any school sponsored activity or on a conveyance as described in the Safe Schools Act, such as a school bus, providing transportation to or from a school or school sponsored activity. This Memorandum does not cover incidents that are outside of those school settings and create no substantial disruption to the learning environment.
- C.** It is further the purpose of this Memorandum to foster a relationship of cooperation and mutual support between the parties hereto as they work together to maintain a safe school environment.
- D. Legal Authority**
1. The parties to this Memorandum enter into this agreement in accordance with the provisions of Article XIII-A of the Public School Code of 1949, as amended, 24 P.S. §§ 13-1301-A *et seq.* (popularly known and hereinafter "Safe Schools Act").
 2. In so recognizing this legal authority, the parties acknowledge their respective duties pursuant to the Safe Schools Act and hereby agree to support and cooperate with one another in carrying out their joint and several responsibilities thereunder.
 3. Information From Student Records
 - a. The Law Enforcement Authority shall be governed by the following reporting and information exchange guidelines:
 - i. Criminal History Record Information Act, 18 Pa. C.S. §§9101 *et seq.*

- ii. The prohibition against disclosures, specified in paragraph IV.C.5 of this Memorandum.
- b. When sharing information and evidence necessary for the Law Enforcement Authority to complete their investigation, the School Entity shall:
 - i. Comply with the Family Educational Rights and Privacy Act (hereinafter "FERPA"), 20 U.S.C. §1232g and its implementing regulations at 34 C.F.R. §99.1 *et seq.*, and 22 Pa. Code §§12.31-12.33 and any amendments thereto.
 - ii. Comply with the requirements of the Safe Schools Act, 24 P.S. §§13-1303-A and 13-1313-A and any amendments thereto.
 - iii. Complete reports as required by Section 1303-A of the Safe Schools Act, 24 P.S. §13-1303-A, and any amendments thereto.
- c. The School Entity may disclose personally identifiable information from an educational record of a student to the Law Enforcement Authority if a health or safety emergency exists and knowledge of that information is necessary to protect the health or safety of the student or other individuals. In determining whether a health or safety emergency exists, the School Entity may take into account the totality of the circumstances pertaining to a threat to the health or safety of a student or other individuals. If the School Entity determines that there is an articulable and significant threat to the health or safety of a student or other individuals, it may disclose information from education records to the Law Enforcement Authority, if knowledge of that information is necessary for the Law Enforcement Authority to protect the health or safety of the student or other individuals. The School Entity must record the articulable and significant threat to the health or safety of a student or other individuals so that it can demonstrate - to parents, students and the Family Policy Compliance Office¹ - what circumstances led it to determine that a health or safety emergency existed and why the disclosure was justified.

E. Priorities of the Law Enforcement Authority

- 1. Help the School Entity prevent delinquent acts through preventive measures, including referrals to support services, diversionary programs,

¹ Questions related to FERPA should be directed to the Family Compliance Office within the U.S. Department of Education.

restorative practices, school-wide positive behavior supports, education and deterrence.

2. Investigate as appropriate all incidents reported to have occurred on school property, at any school sponsored activity or on any public conveyance providing transportation to or from a school or school sponsored activity, including but not limited to a school bus. The investigation of all reported incidents shall be conducted in the manner that the Law Enforcement Authority, in its sole discretion, deems appropriate; but any investigation shall be conducted so as to involve as little disruption of the school environment as is practicable.
3. Identify those responsible for the commission of the reported incident and, where appropriate, apprehend and prosecute those individuals. Identification and apprehension procedures shall involve as little disruption of the school environment as is practicable.
4. Establish and maintain a cooperative relationship with the School Entity in the reporting and resolution of all incidents described in Section II of this document.

F. Priorities of the School Entity

1. Help the Law Enforcement Authority prevent delinquent acts through preventive measures, including referrals to support services, diversionary programs, restorative practices, school-wide positive behavior supports, education and deterrence.
2. Create a safe learning environment.
3. Establish and maintain cooperative relationships with the Law Enforcement Authority in the reporting and resolution of all incidents described in Section II of this document.
4. Provide the Law Enforcement Authority with all relevant information and required assistance in the event of a reported incident.
5. Provide the Law Enforcement Authority with a copy of the School Entity's behavior support services procedures and invite Law Enforcement Authority representatives to behavior support trainings.

II. Notification of Incidents to Law Enforcement

The School Entity is required to notify the Law Enforcement Authority in specific situations listed in Subsection A of this Section, and has discretion over whether to notify the Law Enforcement Authority about incidents listed in Subsection B of this Section. The Law Enforcement Authority's decision to investigate and file charges may be made in consultation with the School Entity.

A. Mandatory Notification

1. The School Entity shall immediately notify the Law Enforcement Authority having jurisdiction where the offense occurred by the most expeditious means practicable of any of the following incidents occurring on school property, at any school sponsored activity or on a conveyance as described in the Safe Schools Act, including a school bus, providing transportation to or from a school or school sponsored activity:

a. The following offenses under 18 Pa. C.S (relating to crimes and offenses):

i. Section 908 (relating to prohibited offensive weapons).

a) The term "offensive weapon" is defined by Section 908 of the Crimes Code as "[a]ny bomb, grenade, machine gun, sawed-off shotgun with a barrel less than 18 inches, firearm specially made or specially adapted for concealment or silent discharge, any blackjack, sandbag, metal knuckles, dagger, knife, razor or cutting instrument, the blade of which is exposed in an automatic way by switch, push-button, spring mechanism, or otherwise, any stun gun, stun baton, taser or other electronic or electric weapon or other implement for the infliction of serious bodily injury which serves no common lawful purpose." See 18 Pa. C.S. §908(c) (relating to definitions).

b) Consistent with Section 908(b) of the Crimes Code (relating to exception), this reporting requirement does not apply to one who possessed or dealt with an offensive weapon solely as a *curio* or in a dramatic performance.

ii. Section 912 (relating to possession of weapon on school property).

a) The term "weapon" is defined by Section 912 of the Crimes Code to include, but is not limited to, a knife, cutting instrument, cutting tool, nunchuck, stick, firearm, shotgun, rifle and any other tool, instrument or implement capable of inflicting serious bodily injury.

b) Consistent with Section 912(c) of the Crimes Code (relating to defense), this reporting requirement

does not apply to a weapon that is: (i) possessed and used in conjunction with a lawful supervised school activity or course; or (ii) is possessed for other lawful purpose.

- iii. Chapter 25 (relating to criminal homicide).
 - iv. Section 2702 (relating to aggravated assault).
 - v. Section 2709.1 (relating to stalking).
 - vi. Section 2901 (relating to kidnapping).
 - vii. Section 2902 (relating to unlawful restraint).
 - viii. Section 3121 (relating to rape).
 - ix. Section 3122.1 (relating to statutory sexual assault).
 - x. Section 3123 (relating to involuntary deviate sexual intercourse).
 - xi. Section 3124.1 (relating to sexual assault).
 - xii. Section 3124.2 (relating to institutional sexual assault).
 - xiii. Section 3125 (relating to aggravated indecent assault).
 - xiv. Section 3126 (relating to indecent assault).
 - xv. Section 3301 (relating to arson and related offenses).
 - xvi. Section 3307 (relating to institutional vandalism), when the penalty is a felony of the third degree.
 - xvii. Section 3502 (relating to burglary).
 - xviii. Section 3503(a) and (b)(1)(v) (relating to criminal trespass).
 - xix. Section 5501 (relating to riot).
 - xx. Section 6110.1 (relating to possession of firearm by minor).
- b. The possession, use or sale of a controlled substance, designer drug or drug paraphernalia as defined in "The Controlled Substance, Drug, Device and Cosmetic Act," as amended, 35 P.S. §§ 780-101 et seq., popularly known as the "Drug Act."

- i. As defined in the Drug Act, the term "controlled substance" includes, but is not limited to, marijuana, cocaine, crack cocaine, heroin, LSD, PCP, amphetamines and steroids. *See* 35 P.S. §§780-102 (relating to definitions).
 - ii. As defined in the Drug Act, the term "designer drug" includes, but is not limited to, phenethylamines, N-substituted piperidines, morphinans, ecgonines, quinazolinones, substituted indoles and arylcycloalkylamines. *See* 35 P.S. §780-102.
 - iii. As defined in the Drug Act, the term "drug paraphernalia" may include, depending on the circumstances, hypodermic syringes, needles and rolling papers, as well as other equipment or materials utilized for the purpose of ingesting, inhaling, or otherwise introducing controlled substances into the body. *See* 35 P.S. §780-102.
 - c. Attempt, solicitation or conspiracy to commit any of the offenses listed in Subsections a. and b. of this Section.
 - d. An offense for which registration is required under 42 Pa. C.S. §9795.1 (relating to registration).
 - 2. In responding to students who commit an incident listed under Section 1303-A(b)(4.1) of the Safe Schools Act, 24 P.S. § 13-1303-A(b)(4.1), the School Entity may consider the propriety of utilizing available school-based programs, such as school-wide positive behavior supports, to address the student's behavior. Nothing in this provision shall be read to limit the discretion of the Law Enforcement Authority.
- B. Discretionary Notification
- 1. The School Entity may notify the Law Enforcement Authority having jurisdiction where the incident occurred of any of the following incidents occurring on school property, at any school sponsored activity or on a conveyance as described in the Safe Schools Act, including a school bus, providing transportation to or from a school or school sponsored activity:
 - a. The following offenses under 18 Pa. C.S (relating to crimes and offenses):
 - i. Section 2701 (relating to simple assault).
 - ii. Section 2705 (relating to recklessly endangering another person).

- iii. Section 2706 (relating to terroristic threats).
- iv. Section 2709 (relating to harassment).
- v. Section 3127 (relating to indecent exposure).
- vi. Section 3307 (relating to institutional vandalism), when the penalty is a misdemeanor of the second degree.
- vii. Section 3503(b)(1)(i), (ii), (iii) and (iv), (b.1) and (b.2) (relating to criminal trespass).
- viii. Chapter 39 (relating to theft and related offenses).
- ix. Section 5502 (relating to failure of disorderly persons to disperse upon official order).
- x. Section 5503 (relating to disorderly conduct).
- xi. Section 6305 (relating to sale of tobacco).
- xii. Section 6306.1 (relating to use of tobacco in schools prohibited).
- xiii. Section 6308 (relating to purchase, consumption, possession, or transportation of liquor or malt or brewed beverages by a person under 21 years of age).

b. Attempt, solicitation or conspiracy to commit any of the offenses listed in Subsection a. of this Section.

2. In exercising its discretion to determine whether to notify the Law Enforcement Authority of such incidents, the School Entity may consider the following factors: the seriousness of the situation, the School Entity's ability to defuse or resolve the situation, the student's intent, the student's age, whether the student has a disability and, if so, the type of disability and its impact on the student's behavior, and other factors believed to be relevant.

C. Law Enforcement Response to Notification

- 1. When notified of an incident listed in Subsections A or B, the Law Enforcement Authority's decision to investigate and file charges is at the sole discretion of the Law Enforcement Authority, and it may be made in consultation with the School Entity.
- 2. In determining whether to file charges, the Law Enforcement Authority is encouraged to consult with the District Attorney. When appropriate

under the law, part of this consultation may include a discussion about the availability or propriety of utilizing a diversionary program as an alternative to filing charges.

- D. Notification of the Law Enforcement Authority when incident involves children with disabilities
1. If a child with a disability commits an incident of misconduct, the School Entity and the Law Enforcement Authority should take into consideration that the child's behavior may be a manifestation of the disability, and there may be no intent to commit an unlawful act. A child with a disability under this Subsection shall mean a student with an IEP, a protected handicapped student with a service agreement that includes a behavior support plan, or such student for whom an evaluation is pending under 22 Pa. Code §§ 14.123 (relating to evaluation), 15.5 (relating to school district initiated evaluation and provision of services), 15.6 (relating to parent initiated evaluation and provision of services) or Chapter 711 (relating to charter school and cyber charter school services and programs for children with disabilities).
 2. In the event a child with a disability commits a mandatory notification offense under Subsection A, the School Entity shall provide immediate notification to the Law Enforcement Authority regardless of the disability. Such notification shall state that the child has an IEP or service agreement that includes a behavior support plan, may include the School Entity's recommendation that Law Enforcement Authority intervention may not be required, and may advise that the School Entity will act to address the student's behavior need as required by applicable federal and state law and regulations, including 22 Pa. Code §§ 14.133 (relating to positive behavior support), 15.3 (relating to protected handicapped students—general) or 711.46 (relating to positive behavior support). The Law Enforcement Authority may take the recommendation under advisement but reserves the right to investigate and file charges.
 3. In the event a child with a disability commits a discretionary notification offense under Subsection B, and the School Entity does not believe that Law Enforcement Authority intervention is necessary, the School Entity will address the student's behavior need as required by applicable federal and state law and regulations, including 22 Pa. Code §§14.133, 15.3 or 711.46.
 4. In accordance with 34 C.F.R. 300.535 (relating to referral to and action by law enforcement and judicial authorities), nothing shall prohibit the School Entity from reporting an offense committed by a child with a disability to the Law Enforcement Authority, and nothing shall prevent the Law Enforcement Authority and judicial authorities from exercising their responsibilities with regard to the application of federal and state law to crimes committed by a child with a disability.

5. The School Entity, when reporting an offense committed by a child with a disability, must ensure that copies of the special education and disciplinary records of the child are transmitted for consideration by the appropriate authorities to the Law Enforcement Authority to whom the incident was reported.
6. The School Entity, when reporting an offense committed by a child with a disability, may transmit copies of the child's special education and disciplinary records only to the extent that the transmission is permitted by FERPA.

[Describe any specific procedures to be followed for incidents involving a student with a disability as required by 22 Pa. Code § 14.104 (relating to special education plans) or 22 Pa. Code Chapter 711 (relating to charter school and cyber charter school services and programs for children with disabilities.)]

- E. Upon notification of the incident to the Law Enforcement Authority, the School Entity shall provide as much of the following information as is available at the time of notification. In no event shall the gathering of information unnecessarily delay notification:
1. Whether the incident is in-progress or has concluded.
 2. Nature of the incident.
 3. Exact location of the incident.
 4. Number of persons involved in the incident.
 5. Names and ages of the individuals involved.
 6. Weapons, if any, involved in the incident.
 7. Whether the weapons, if any, have been secured and, if so, the custodian of the weapons.
 8. Injuries involved.
 9. Whether EMS or the Fire Department were notified.
 10. Identity of the school contact person.

11. Identity of the witnesses to the incident, if any.
 12. Whether the incident involves a student with a disability and, if so, the type of disability and its impact on the student's behavior.
 13. Other such information as is known to the School Entity and believed to be relevant to the incident.
- F. No later than September 30th of each year the School Entity shall furnish to its Incident Command Post the following information for the purpose of assisting the Law Enforcement Authority in responding to an emergency:
1. Blueprints or floor plans of the school buildings.
 2. Aerial photo, map or layout of the school campus, adjacent properties and surrounding streets or roads.
 3. Location(s) of predetermined or prospective command posts.
 4. Current teacher/employee roster.
 5. Current student roster.
 6. Most recent school yearbook.
 7. School fire-alarm shutoff location and procedures.
 8. School sprinkler system shutoff location and procedures.
 9. Gas/utility line layouts and shutoff valve locations.
 10. Cable/satellite television shutoff location and procedures.
 11. Other such information as is known to the School Entity and believed to be relevant to assisting the Law Enforcement Authority's ability to respond to an emergency.

III. Law Enforcement Authority Response

- A. Depending on the totality of the circumstances, initial response by the Law Enforcement Authority may include:
1. For incidents in progress:
 - a. Meet with contact person and locate scene of incident.
 - b. Stabilize incident.
 - c. Provide/arrange for emergency medical treatment, if necessary.

- d. Control the scene of the incident.
 - i. Secure any physical evidence at the scene.
 - ii. Identify involved persons and witnesses.
 - e. Conduct investigation.
 - f. Exchange information.
 - g. Confer with officials of the School Entity to determine the extent of Law Enforcement Authority involvement required by the situation.
2. Incidents not in progress:
- a. Meet with contact person.
 - b. Recover any physical evidence.
 - c. Conduct investigation.
 - d. Exchange information.
 - e. Confer with official of the School Entity to determine the extent of Law Enforcement Authority involvement required by the situation.
3. Incidents initially reported to the Law Enforcement Authority:
- a. If the incident described in Sections II.A. or II.B. is initially reported to the Law Enforcement Authority, the Law Enforcement Authority shall proceed directly with its investigation, shall immediately notify the School Entity of the incident, and shall proceed as outlined in Sections II.A. through II.E.

B. Custody of Actors

- 1. Students identified as actors in reported incidents may be taken into custody at the discretion of the investigating officer of the Law Enforcement Agency under any of the following circumstances:
 - a. The student has been placed under arrest.
 - b. The student is being placed under investigative detention.
 - c. The student is being taken into custody for the protection of the student.

- d. The student's parent or guardian consents to the release of the student to law enforcement custody.
2. The investigating officer of the Law Enforcement Authority shall take all appropriate steps to protect the legal and constitutional rights of those students being taken into custody.

IV. Assistance of School Entities

A. In Loco Parentis

1. Teachers, Guidance Counselors, Vice Principals and Principals in the School Entity have the right to exercise the same authority as a parent, guardian or person in parental relation to such student concerning conduct and behavior over the students attending school during the time they are in attendance, including the time required in going to and from their homes.
2. School Entity authorities' ability to stand *in loco parentis* over children does not extend to matters beyond conduct and discipline during school, school activities, or on a conveyance as described in the Safe Schools Act providing transportation to or from school or school sponsored activity.

B. Notification of Parent or Guardian

1. Parents or guardians of all victims and suspects directly involved in an incident listed under Sections II.A. or II.B. shall be immediately notified of the incident, and they shall be informed about any notification regarding that incident that has been, or may be, made to the Law Enforcement Authority.
2. The School Entity shall document attempts made to reach the parents or guardians of all victims and suspects directly involved in an incident listed under Sections II.A. or II.B.

C. Scope of School Entity's Involvement

1. General Principles

Once the Law Enforcement Authority assumes primary responsibility for a matter, the legal conduct of interviews, interrogations, searches, seizures of property and arrests are within the purview of the Law Enforcement Authority. The School Entity shall defer to the Law Enforcement Authority on matters of criminal and juvenile law procedure, except as is necessary to protect the interests of the School Entity. The Law Enforcement Authority shall keep the Chief Administrator of the School Entity, or his/her designees, informed of the status of pending investigations.

2. Victims
 - a. The School Entity shall promptly notify the parent or guardian of a victim when the Law Enforcement Authority interviews that victim. The Law Enforcement Authority shall follow its policies and procedures when interviewing a victim to ensure the protection of the victim's legal and constitutional rights.
 - b. In the event a victim is interviewed by the Law Enforcement Authority on school property, a guidance counselor or similar designated personnel may be present during the interview.
3. Witnesses
 - a. The School Entity shall promptly notify the parent or guardian of a witness when the Law Enforcement Authority interviews that witness. The Law Enforcement Authority shall follow its policies and procedures when interviewing a witness to ensure the protection of the witness's legal and constitutional rights.
 - b. In the event a witness is interviewed by the Law Enforcement Authority on school property, a guidance counselor or similar designated personnel should be present during the interview.
4. Suspects and Custodial Interrogation
 - a. The School Entity shall help the Law Enforcement Authority to secure the permission and presence of at least one parent or guardian of a student suspect before that student is interrogated by the Law Enforcement Authority.
 - b. When a parent or guardian is not present, a School Entity official shall not stand in the place of the parent or guardian during an interview by the Law Enforcement Authority.
 - c. If an interested adult cannot be contacted, the School Entity shall defer to the investigating Law Enforcement Authority, which will protect the student suspect's legal and constitutional rights as required by law.
5. Conflicts of Interest
 - a. The parties to this Memorandum recognize that if a School Entity employee, contractor, or other person acting on behalf of the School Entity is the subject of an investigation, a conflict of interest may exist between the School Entity and the adult suspect.

- b. Neither the individual that is the subject of the investigation, nor any person acting as his/her subordinate or direct supervisor, shall be present during interviews of student co-suspects, victims or witnesses by the Law Enforcement Authority.
- c. Neither the individual that is the subject of the investigation, nor his/her subordinate(s) or direct supervisor(s), shall be informed of the contents of the statements made by student co-suspects, victims or witnesses, except at the discretion of the Law Enforcement Authority or as otherwise required by law.

D. Reporting Requirements

All School Entities are required submit an annual report, which will include violence statistics and reports to the Department of Education's Office of Safe Schools. This annual report must include all new incidents described in Sections II.A. and II.B. Before submitting the required annual report, each chief school administrator of the School Entity and each Law Enforcement Authority having jurisdiction over school property of the School Entity shall do the following:

1. No later than thirty days prior to the deadline for submitting the annual report, the chief school administrator shall submit the report to the Law Enforcement Authority with jurisdiction over the relevant school property. The Law Enforcement Authority shall review the report and compare the data regarding criminal offenses and notification of Law Enforcement to determine its accuracy.
2. No later than fifteen days prior to the deadline for submitting the annual report, the Law Enforcement Authority shall notify the Chief School Administrator, in writing, whether the report accurately reflects police incident data. Where the Law Enforcement Authority determines that the report accurately reflects police incident data, the chief of police shall sign the report. Where the Law Enforcement Authority determines that the report does not accurately reflect police incident data, the Law Enforcement Authority shall indicate any discrepancies between the report and police incident data.
3. Prior to submitting the annual report, the Chief School Administrator and the Law Enforcement Authority shall attempt to resolve discrepancies between the report and police incident data. Where a discrepancy remains unresolved, the Law Enforcement Authority shall notify the Chief School Administrator and the Office in writing.
4. Where a Law Enforcement Authority fails to take action as required under clause (1) or (2), the Chief School Administrator shall submit the annual report and indicate that the Law Enforcement Authority failed to take action as required under clause (1) or (2).

5. Where there are discrepancies between the School Entity's incident data and the police incident data, the following shall occur:

[Describe procedure to be followed for the resolution of school violence data discrepancies prior to filing the annual report] Law Enforcement Authority and Chief School Administrator shall meet and discuss any discrepancies.

V. General Provisions

- A. This Memorandum does not create any contractual rights or obligations between the signatory Law Enforcement Authority, the signatory School Entity, any additional signatory authorities or entities, or their respective officers, employees, agents or representatives.
- B. This Memorandum may be amended, expanded or modified at any time upon the written consent of the parties, but in any event must be reviewed and re-executed within two years of the date of its original execution and every two years thereafter.
- C. If changes in state or federal law require changes to Memorandum, the parties shall amend this Memorandum.
- D. All parties to this Memorandum will communicate fully and openly with each other in order to resolve any problems that may arise in the fulfillment of the terms of this Memorandum.

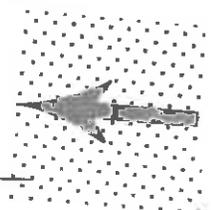
AND NOW, this _____ day of _____ 20____, the parties hereby acknowledge the foregoing as the terms and conditions of their understanding.

William P. Shyky
Chief School Administrator

Keystone Oaks School District
School Entity

M. J. R.
Chief Law Enforcement Authority

Dormont Police Department
Law Enforcement Authority,
Police Department



President of Borough Council

Borough of Dormont
Borough Council

Ben Estell

From: John Rushford <jrushford@law-dmc.com>
Sent: Thursday, September 24, 2015 11:14 AM
To: Ben Estell
Subject: 3229 Gaylord Avenue Garbage Bills

Hi Ben:

This is the property that was sold recently at Sheriff sale, For reasons I do not understand Jordan did not make a claim for the outstanding 2011 and 2012 garbage bills. At the time of the sale the property was sold free and clear of all liens. I do not believe we can hold this new owner accountable for this bill. I am asking we place an item on the October Agenda to waive these fees. The total amount for 2011 and 2012 is \$422.40

John

ENTERTAINMENT UNLIMITED

1701 Banksville Road • Pittsburgh, Pa 15216

412-343-7700

or visit us online at
www.entertainmentunlimited.com

FAX: 412-344-2263

PURCHASER RETURN COPY

Date: 9/15/2015

Contract Number: 53307 MM AW

FOR:
STREET FAIR

TO: BOROUGH OF DORMONT
KRISTIN HULLIHEN
1444 HILLSDALE AVE, SUITE 10
PITTSBURGH PA 15216

Phone: (412) 561-8900 x227 Fax: (412) 689-4793 CELL

Email: KHULLIHEN@BORO.DORMONT.PA.US

THIS CONFIRMS THE FOLLOWING CONTRACT BETWEEN YOU ("PURCHASER") AND THE "ARTIST(S)" NAMED HEREIN, CONTRACTING THROUGH US AS "AGENT").

NAME/ADDRESS OF PLACE OF ENGAGEMENT: DORMONT - POTOMAC AVE OPEN STAGE

ENGAGEMENT DATE(S)
AND HOUR(S):

ENGAGEMENT DATE

Saturday, October 10, 2015

HOURS OF ENGAGEMENT

5:00PM-7:00PM (SOUND CHECK AT 4:00PM) - HIGHWAY 4
8:00PM-10:00PM (SOUND CHECK AT 7:30PM) - IN TRANSIT

ARTIST WILL REPORT TO: KRISTIN HULLIHEN

NAME OF ARTIST(S): ENTERTAINMENT PACKAGE
HIGHWAY 4 BAND & IN TRANSIT

PRICE AGREED UPON: \$2,000.00 Two Thousand and 00/100

CONTRACT TERMS: Please submit the following payment by the due date indicated:

AMOUNT DUE

\$1,000.00

DATE DUE

9/23/2015

PLEASE SIGN AND RETURN ONE COPY OF CONTRACT ALONG WITH A \$1000 DEPOSIT
DUE BY 9/23/2015

BALANCE PAYABLE TO ENTERTAINMENT UNLIMITED

SPECIAL PROVISIONS:

1. Balance of \$1000 due by 10-10-15
2. Purchaser to provide sound & lighting at no charge to artists.
3. Artists to provide all backline equipment.
4. Attached weather rider is a part of this contract.
5. A 3% fee will be added to all credit card transactions.

I, THE ABOVE MENTIONED AND UNDERSIGNED PURCHASER, DO HEREBY AUTHORIZE AND CONFIRM ON MY BEHALF, THE ARRANGEMENTS EXPLAINED ABOVE WITH THE ABOVE MENTIONED ARTISTS. WE ACKNOWLEDGE AND CONFIRM THAT WE HAVE READ AND APPROVED THE TERMS AND CONDITIONS SET FORTH ON THE BACK OF THIS CONTRACT.

ENTERTAINMENT
UNLIMITED

1701 Banksville Road • Pittsburgh, Pa 15216

412-343-7700

or visit us online at
www.entertainmentunlimited.com

Purchaser _____

Artist _____

(ARTIST - INDEPENDENT CONTRACTOR)

GENERAL TERMS AND CONDITIONS

1. The Person signing this Agreement on behalf of the Purchaser represents and warrants that he/she has the authority to bind the Purchaser to the terms of this Agreement, and shall personally guarantee and assume liability for the obligations of Purchaser stated herein.
2. Neither the Artist nor Agent shall be responsible for non-performance of Artist due to accidents, riots, strikes, sickness, Acts of God, death, inclement weather, family or employment obligations, or any other reason beyond Artist's or Agent's control. However, if possible with your approval we will endeavor to furnish a substitute at the same terms and conditions as stated on the face of this contract. If unable to furnish a substitute with your approval liability will be limited to refund of deposit.
3. Deposit is not refundable for postponement or cancellation for any reason other than those stated above.
4. Artist shall be considered an independent contractor and not an employee and/or agent of Agent. As an independent contractor, Artist shall be responsible for Artists own federal, state, and local withholding taxes, Workman's Compensation and Social Security contribution, Self Employment taxes, Insurance and any and all other taxes and obligations.
5. Allowing Artist to work is construed as acceptance of the terms of this contract even if not signed by both Purchaser and Artist.
6. Should Purchaser desire to purchase the services of Artist within two (2) years from the date of this engagement, Purchaser agrees to purchase said services directly through Entertainment Unlimited.
7. Artist agrees that any leads and/or inquiries regarding Artist's services arising out of this engagement are the exclusive property of Entertainment Unlimited and shall be referred directly to Agency.
8. It is hereby expressly understood and agreed by the parties that the Agent is acting solely as agent for Artist and shall not be held liable or responsible for any act or omission on the part of either Artist or Purchaser in connection with this Agreement, including any unpaid charges that Artist may incur at the engagement. Both Purchaser and Artist agree to indemnify and hold harmless Agent for any claims or liabilities arising out of or connected with this Agreement.
9. This Agreement constitutes the entire agreement between the parties and may not be modified or amended except by written instrument signed by the parties.
10. This Agreement shall be governed by and construed in accordance with the laws of the Commonwealth of Pennsylvania. Should it become necessary to institute legal proceedings arising out of this contract the parties do hereby agree that the venue set forth for said proceedings shall be Allegheny County, Pennsylvania. If it should be necessary for Entertainment Unlimited, to take legal action to collect on or enforce the contract, Entertainment Unlimited, Inc. shall be entitled to recover attorney's fees and court costs incurred.

ENTERTAINMENT UNLIMITED

1701 Banksville Road • Pittsburgh, Pa 15216

412-343-7700

INCLEMENT WEATHER RIDER

Notwithstanding anything contained herein, inclement weather shall not be deemed to be a force majeure occurrence, and the Purchaser shall remain liable for payment of the full contract price even if the performance(s) called for herein are prevented by such weather conditions.

Artist shall have the sole right to determine in good faith whether any such weather conditions shall render the performance(s) impossible, hazardous or unsafe.

Outdoor shows will take place rain or shine.

Purchaser Signature

Date

Artist Signature

Date

Request for Taxpayer Identification Number and Certification

**Give Form to the
requester. Do not
send to the IRS.**

Print or type See Specific Instructions on page 2.	Name (as shown on your income tax return) Tambellini Unlimited Inc.	
	Business name/disregarded entity name, if different from above dba Entertainment Unlimited, Inc	
	Check appropriate box for federal tax classification: <input type="checkbox"/> Individual/sole proprietor <input checked="" type="checkbox"/> C Corporation <input type="checkbox"/> S Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Trust/estate <input type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership) ▶ _____ <input type="checkbox"/> Other (see instructions) ▶ _____	Exemptions (see instructions): Exempt payee code (if any) _____ Exemption from FATCA reporting code (if any) _____
	Address (number, street, and apt. or suite no.) 1701 Banksville Road City, state, and ZIP code Pittsburgh, PA 15216	Requester's name and address (optional)
List account number(s) here (optional)		

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on the "Name" line to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Note. If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.

Social security number	
[] [] [] - [] [] - [] [] [] []	
Employer identification number	
2 5 - 1 5 1 2 7 3 4	

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
- I am a U.S. citizen or other U.S. person (defined below), and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification Instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions on page 3.

Sign Here	Signature of U.S. person ▶ <i>Elizabeth Truente</i>	Date ▶ <i>9-11-15</i>
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General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. The IRS has created a page on IRS.gov for information about Form W-9, at www.irs.gov/w9. Information about any future developments affecting Form W-9 (such as legislation enacted after we release it) will be posted on that page.

Purpose of Form

A person who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, payments made to you in settlement of payment card and third party network transactions, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the

withholding tax on foreign partners' share of effectively connected income, and

- Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct.

Note. If you are a U.S. person and a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

Definition of a U.S. person. For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States,
- An estate (other than a foreign estate), or
- A domestic trust (as defined in Regulations section 301.7701-7).

Special rules for partnerships. Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax under section 1446 on any foreign partners' share of effectively connected taxable income from such business. Further, in certain cases where a Form W-9 has not been received, the rules under section 1446 require a partnership to presume that a partner is a foreign person, and pay the section 1446 withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid section 1446 withholding on your share of partnership income.

**BOROUGH OF DORMONT
ALLEGHENY COUNTY, PENNSYLVANIA
HISTORIC ARCHITECTURAL SERVICES
PUBLIC PRESENTATION SUPPLEMENT**

**TECHNICAL PROPOSAL
SKELLY AND LOY, INC.
SEPTEMBER 23, 2015**

Introduction

Skelly and Loy, Inc. is pleased to have prepared a reconnaissance level survey, historic developmental context, Potomac Avenue Commercial Historic District eligibility form, and report of findings and recommendations for the Borough of Dormont. These component parts of the historical architectural survey are designed to assist the borough in identifying, assessing, and recognizing its significant historic resources, neighborhoods, and business districts. As a supplement to these efforts, Skelly and Loy has been asked by the borough to participate in a public presentation of the survey on the evening of October 22, 2015 from 6:00 to 8:30 p.m. The following presents our proposed scope of work to cover the preparation for and participation in the meeting.

Scope of Work

Task 1 – Preparation of Presentation

Skelly and Loy will prepare an approximately twenty minute long oral presentation with an accompanying PowerPoint program that will draw on the research and findings that have already been completed for the historical architectural survey. The presentation will provide a brief overview of the project and the methodology used, but it will concentrate primarily on the development history of the borough. It will be illustrated with historic maps and photographs.

Task 2 – Design of Handouts

Skelly and Loy will design and print 100 11x17-inch, folded, double-sided, color handouts for the presentation. An electronic version of the draft design will be submitted to the borough for review and approval by October 8, 2015. It is assumed that no more than one set

of edits will be necessary. It is further assumed that the centerfold of the handout will include the 1940 G.M. Hopkins map that identifies all of Dormont's neighborhoods, which should complement the concurrent neighborhood paintings exhibition.

Task 3 – Participation in the Public Meeting

Laura Ricketts, the Skelly and Loy architectural historian who conducted the historical architectural survey, will arrive early to the public meeting to help set up the space. She will present a prepared talk for approximately twenty minutes with a PowerPoint program, and she will stay to answer questions and provide any additional information until the end of the meeting.

Project Costs and Invoicing

Skelly and Loy will complete the work outlined in this technical proposal for a lump-sum of \$2,000.00. Skelly and Loy will bill the project after the completion of the public presentation.

REMINGTON & VERNICK ENGINEERS AND AFFILIATES

EDWARD VERNICK, PE, CME, President
CRAIG F. REMINGTON, PLS, PP, Vice President

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Christopher J. Fazio, PE, CME
Kenneth C. Reasler, PE, CME
Gregory J. Sullivan, PE, PP, CME
Richard B. Czekanski, PE, CME, BCEE

Remington & Vernick Engineers

292 Kings Highway East
Haddonfield, NJ 08033
(856) 795-9595
(856) 795-1682 (fax)

Remington, Vernick & Vena Engineers

9 Allen Street
Toms River, NJ 08753
(732) 286-9220
(732) 505-8416 (fax)

8 Jocama Boulevard, Suite 300-400
Old Bridge, NJ 08857
(732) 955-8000
(732) 591-2815 (fax)

Remington, Vernick & Walberg Engineers

845 North Main Street
Pleasantville, NJ 08232
(609) 645-7110
(609) 645-7076 (fax)

4907 New Jersey Avenue
Wildwood City, NJ 08260
(609) 522-5150
(609) 522-5313 (fax)

Remington, Vernick & Beach Engineers

522 Fayette Street
Conshohocken, PA 19428
(610) 940-1080
(610) 940-1161 (fax)

73 West Main Street, Rear
Mechanicsburg, PA 17055
(717) 766-1775
(717) 766-0232 (fax)

1000 Church Hill Road, Suite 220
Pittsburgh, PA 15205
(412) 263-2200
(412) 263-2210 (fax)

Univ. Office Plaza, Bellevue Building
262 Chapman Road, Suite 105
Newark, DE 19702
(302) 266-0212
(302) 266-6208 (fax)

Remington, Vernick & Arango Engineers

The Presidential Center
Lincoln Building, Suite 600
101 Route 130
Cinnaminson, NJ 08077
(856) 303-1245
(856) 303-1249 (fax)

300 Penhorn Avenue, 3rd Floor
Secaucus, NJ 07094
(201) 624-2137
(201) 624-2136 (fax)

September 9, 2015

Wayne McVicar, P.E.
Borough of Dormont
1444 Hillsdale Avenue
Pittsburgh, PA 15216

RE: **Borough of Dormont
Traffic Calming Study
Belrose Ave.**

Dear Mr. McVicar:

Please accept this report as our traffic study for the above referenced street. This study will be specifically for the applicability and justification for traffic calming devices on Belrose Ave. Our report has analyzed the data in accordance with PENNDOT Publication 383 "Pennsylvania's Traffic Calming Handbook"(PTCH) .

It is my understanding from our conversation and my site visit, that Belrose Ave. is a one way street that connects Potomac Ave to Hillsdale Ave. Recently after the road was repaved the residents have voiced concerns over speeding in this residential neighborhood. In addition the residents complaint was that non-residents were using this street as a "cut-through".

In order to first evaluate the need for traffic calming a speed and volume study should be completed. In order to evaluate the need for traffic calming there are two main issues which should be addressed speed, volume & crash history.

Speed

I have attached a copy of the speed summary for the 2900 block of Belrose Avenue. This speed survey list the 85th percentile speed as 28 mph. Based on the survey it was found that 95.8 % of the vehicles traveled less that 30 mph. **The PTCH notes that "when speeding is the primary concern, the 85th percentile speed should exceed 10 mph over the posted speed before traffic calming is considered"**. Based on the 85th percentile being below 30 mph and the posted speed of 20 mph, traffic calming should not be considered based on speed.

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Volume

I have attached the volume study that was conducted between 7/22 & 8/02 2015. The raw data was installed into an excel spreadsheet in order to compute averages and maximums. I also deleted three hourly time periods for which the data was incomplete. The housing estimated traffic and housing peak traffic are based on ITE data (attached) and 26 housing units on Belrose Ave. This information will be used for cut through calculations.

	Weekday	Weekend
Average (ADT)	1690	1407
Peak (hour)	185	117
Housing Estimated (ADT)	250	262
Housing(Est) Peak Hour	26	
Non -Local traffic	1441	1145
Non Local Traffic Peak	159	

PTCH states as a" minimum requirement the ADT should exceed 1000 vehicle/day or the peak volume hour should exceed 100 vehicles for traffic calming to be considered." As the chart above indicate the traffic exceeds both the requirement for daily (1690 vpd) and hourly (181vph).

The last item to be considered for traffic calming is "cut-through" traffic. Again the PTCH defines the parameters for what it considers excess cut-through traffic. **"When cut-through is the primary issue the, the cut through traffic on the local residential street should be 40% or more of the total one hour signal direction volume. In addition a minimum of 100 cut through trips in one hour in one direction should be set as a minimum requirement"**.

As can be seen from the above chart both of the criteria are met. The cut through traffic is 85 % of the average as well as 86% of the peak hour traffic. In addition the total calculated amount of is 159 trips. Please note a more precise way to determine this requirement would be to physically count the cars that are doing a cut through movement. However based on a visual inspection and the overwhelming numbers I believe this analysis satisfies this criterion.

Based on this information Belrose Ave. meets the criteria for traffic calming, however many municipalities use a project ranking system to determine if the traffic calming measures should be done. This 100 point system is recommended in the PTCH. I have listed below the chart based on the Belrose Ave. criteria. The score for this road is 22. While it is important to note that this score should be used

for ranking various traffic calming projects, I believe it is an indication that Belrose Ave is not a strong candidate for traffic calming.

**PROJECT RANKING SYSTEM
 Belrose AVE.**

Criteria	Possible Points	Actual Points	Basis for Points
Speed	0-30	0	2 point for every MPH at 85th percentile over posted speed limit
Volume	0-25	14	1 point for every 120 vehicles (ADT)
Crashes	0-10	3	1 point for every crash in last 3 years
Elementary or Middle Schools	0-10	0	5 points for each assigned school crossing
Pedestrian Generators	0-15	5	5 points for each assigned public facility (PORT Authority lot)
Pedestrian Facilities	0-10	0	if sidewalk on one side 5 points , if sidewalk on neither side 10 points
Total Points	100	22	

I have attached a copy of Commonly Used Traffic Calming Measures from the PTCH. This chart shows the different types of methods specifically horizontal deflection (reducing the perceived or actual travel lane) and vertical deflection (adding height to a part of the street). At the present time Belrose Ave. already has a method of traffic calming by allowing on street parking. Since both sides of Belrose allow for parking and a significant amount of cut through traffic still exist, any other method of horizontal or vertical deflection of the roadway would likely yield similar results.

Borough of Lormont
Belrose Ave
Traffic Calming Study

The delays caused by the light at West Liberty and Potomac will continue to make drivers look for more convenient routes to avoid that intersection. Significant changes would have to be made to the street, such as no right turns from Potomac, in order to reduce the flow of traffic. I would state that the use of Belrose Ave as a cut through would not significantly be improved by the use of additional traffic calming devices.

If you have any questions please do not hesitate to contact me.

Very truly yours,

REMINGTON, VERNICK AND BEACH ENGINEERS



Michael G Meyer, P.E.
Regional Manager

SPEEDsentry Summary Information
for 25800 block before 08022015.ssd

Speed Limit: 20
Avg Speed: 23.6
50% Speed: 24
10 MPH Pace: 19 to 26

Display Trigger: TriggerSpeed
Maximum Speed Detected: 46
85% Speed: 28
Radar Pickup Distance: 675 ft



File size: 293,840 bytes
File Version: SSD_1_1

File Created: 8/2/2015 22:20:48
Data Points: 1,830,748

[Click here for Settings History tab for details.](#)

Speed Summary for 2900 block belrose 07/22-08/02/2015

Time Start	Time End	1 to 10	11 to 20	21 to 30	31 to 40	41 to 50	51 to 60	61 to 70	71 to 80	81 to 90	91 to 100	Total Vehicles
12:00 AM	12:59 AM	14	38	109	7	0	0	0	0	0	0	158
1:00 AM	1:59 AM	2	34	96	8	0	0	0	0	0	0	140
2:00 AM	2:59 AM	0	27	82	5	0	0	0	0	0	0	94
3:00 AM	3:59 AM	1	17	33	1	0	0	0	0	0	0	52
4:00 AM	4:59 AM	0	20	36	3	1	0	0	0	0	0	60
5:00 AM	5:59 AM	3	39	127	8	0	0	0	0	0	0	177
6:00 AM	6:59 AM	0	73	285	28	11	0	0	0	0	0	387
7:00 AM	7:59 AM	1	108	487	32	0	0	0	0	0	0	626
8:00 AM	8:59 AM	1	141	480	27	0	0	0	0	0	0	659
9:00 AM	9:59 AM	3	178	604	28	0	0	0	0	0	0	813
10:00 AM	10:59 AM	2	197	740	37	2	0	0	0	0	0	978
11:00 AM	11:59 AM	1	255	818	36	0	0	0	0	0	0	1110
12:00 PM	12:59 PM	4	223	844	46	0	0	0	0	0	0	1117
1:00 PM	1:59 PM	2	197	888	30	0	0	0	0	0	0	1117
2:00 PM	2:59 PM	2	232	970	65	0	0	0	0	0	0	1269
3:00 PM	3:59 PM	0	242	1177	68	1	0	0	0	0	0	1488
4:00 PM	4:59 PM	0	301	1257	57	0	0	0	0	0	0	1615
5:00 PM	5:59 PM	1	260	1186	71	1	0	0	0	0	0	1519
6:00 PM	6:59 PM	1	237	822	48	2	0	0	0	0	0	1110
7:00 PM	7:59 PM	0	230	660	20	4	0	0	0	0	0	904
8:00 PM	8:59 PM	1	221	451	20	1	0	0	0	0	0	694
9:00 PM	9:59 PM	2	158	363	28	0	0	0	0	0	0	551
10:00 PM	10:59 PM	1	119	268	20	1	0	0	0	0	0	409
11:00 PM	11:59 PM	0	77	157	12	0	0	0	0	0	0	246
Total		32	3622	12920	705	14	0	0	0	0	0	17293
%		0.2%	20.9%	74.7%	4.1%	0.1%	0%	0%	0%	0%	0%	0%

**SPEEDsentry Summary Information
for 2900 block before 08022015.ssd**

Speed Limit: 20
Avg Speed: 23.6
50% Speed: 24
10 MPH Pace: 19 to 28

Deploy Trigger: TriggerSpeed
Maximum Speed Detected: 46
85% Speed: 28
Radar Pickup Distance: 675 ft



File size: 293,840 bytes
File Version: SSD_1_1

File Created: 6/2/2015 22:20:46
Data Points: 1,938,740

[View Data Points](#)

APPROXIMATE VEHICLE COUNTS 2900 BLOCK BELROSE AVE.

	22-Jul	23-Jul	24-Jul	25-Jul	26-Jul	27-Jul	28-Jul	29-Jul	30-Jul	31-Jul	1-Aug
	WED	THUR	FRI	SAT	SUN	MON	TUES	WED	THUR	FRI	Sat
12:00 12:59 am		16	16	18	18		16	11	11	14	20
1:00 1:59 am		11	12	17	25		9	14	16	12	10
2:00 2:59 am		2	7	17	14		3	5	8	4	15
3:00 3:59 am		5	3	3	11		4	2	8	6	6
4:00 4:59 am		7	5	7	4		4	5	6	11	6
5:00 5:59 am		22	22	10	14		16	26	23	21	6
6:00 6:59 am		49	41	31	18		53	64	50	50	5
7:00 7:59 am		78	80	37	35		80	91	84	81	19
8:00 8:59 am		62	62	68	52		94	69	78	63	39
9:00 9:59 am		77	81	94	61		69	81	82	87	66
10:00 10:59 am	78	86	76	106	70	82	76	72	79	89	92
11:00 11:59 am	76	96	91	103	117	90	105	75	97	89	88
12:00 12:59 pm	95	92	88	112	86	87	89	95	82	77	97
1:00 1:59 pm	106	93	101	82	90	99	93	80	76	102	97
2:00 2:59 pm	113	103	133	103	90	114	112	121	106	140	92
3:00 3:59 pm	149	152	161	105	76	143	135	142	145	160	99
4:00 4:59 pm	168	168	173	90	143	169	181	148	185	158	103
5:00 5:59 pm	169	158	145	94	137	137	157	169	161	163	93
6:00 6:59 pm	102	111	105	82	119	119	106	117	122	105	86
7:00 7:59 pm	75	84	87	76	77	77	79	107	78	88	76
8:00 8:59 pm	64	66	70	55	65	65	72	73	76	77	75
9:00 9:59 pm	55	63	61	48	44	44	56	50	45	66	53
10:00 10:59 pm	31	45	55	53	31	31	35	37	38	44	63
11:00 11:59 pm	17	25	27	35	23	23	18	18	20	35	40
											28
Totals	1298	1671	1702	1446	615	1280	1662	1672	1676	1759	1368
Max (hour)	169	168	173	112	117	169	181	169	185	163	103

COMMONLY USED TRAFFIC CALMING MEASURES

Horizontal Deflection	
Curb extension / bulb-out	Areas of expanded curbing that extend across a parking lane and may narrow a travel lane.
Chicane	Series of 3 bulb-outs, staggered at mid-block locations on alternating sides of the street.
Gateway	Entrance treatment, typically using physical and textural changes, that provides identity to an area.
On-street parking	Provision of on-street parking that reduces roadway width.
Raised median island / pedestrian refuge	Narrow islands, at mid-block or intersections, between travel lanes with breaks in landscaping and curbing for pedestrians.
Traffic circle	Raised island in the center of an intersection that requires vehicles to travel counterclockwise around the circle.
Vertical Deflection	
Speed hump	Raised humps in the roadway, typically 3 inches high with a 12 or 22-foot travel length.
Speed Cushion	Series of three to four cushions spaced across the roadway width that permits wide axle emergency vehicles to pass without slowing down.
Raised crosswalk	Marked pedestrian crossings elevated 3 to 6 inches above street grade at intersections or mid-block.
Raised intersection	Intersections, including crosswalks, raised 3 to 6 inches above street grade.