

MINUTES TO REGULAR MEETING OF JUNE 21, 2016

The Regular Meeting of the Borough of Baldwin Council was called to order by President Michael Stelmasczyk at 7:30 p.m. on Tuesday, June 21, 2016.

After the Invocation and Pledge of Allegiance to the Flag by Mr. Behers, the following Council answered to roll call:

Mr. James Behers
Mr. Michael Ducker
Mr. Ed Moeller
Mr. Kevin Fischer
Mr. John Conley- Vice-President
Mr. Michael Stelmasczyk-President
Mr. David Depretis-Mayor
Mr. Jason Stanton- Engineer
Mr. Stanley Lederman- Solicitor
Mr. Michael Lederman- Solicitor
Mr. John Barrett- Borough Manager

Absent: Mr. Francis Scott, Mrs. Diana Behers-Treasurer
Staff Present: Tammi Genilla- Administrative Assistant

APPROVAL OF MINUTES

Mr. Stelmasczyk asked for the following approval of Council Meeting Minutes:

- M-1** *Mr. Fischer made the motion to approve the Minutes the Regular Meeting of April 19, 2016; second by Mr. Behers. Upon vote, motion passed unanimously.*
- M-2** *Mr. Fischer made the motion to approve the Minutes the Agenda Meeting of May 10, 2016; second by Mr. Conley. Upon vote, motion passed unanimously. One abstain from Mr. Moeller.*
- M-3** *Mr. Fischer made the motion to approve the Minutes the Regular Meeting of May 17, 2016; second by Mr. Moeller. Upon vote, motion passed unanimously.*

Mr. Stelmasczyk asked if anyone had any questions or comments pertaining to these motions, none were asked.

A presentation was done by Police Chief Michael Scott along with Mayor David Depretis for Officer John Prilla. Officer Prilla was given a Certificate of Commendation in recognition of his commitment to his profession, Department, and the community by rendering first aid to an individual which prolonged or saved his life.

Mr. Stelmasczyk explained for all of those in attendance for the ATV, dirt bike Ordinance, this discussion has been tabled for tonight's meeting and will be discussed next month. Council has asked all parties involved to provide Council additional information, whether for or against, so

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that Council can take this information into consideration before this Ordinance is formally adopted.

AUDIENCE AGENDA: Agenda Items Only: 5 MINUTES PER SPEAKER OR GROUP

Mr. Stelmascyk asked the audience if they would like to address Council on anything that is on the Agenda.

Mr. Stelmasczyk asked if there were any other questions about an agenda item, none were asked.

ENGINEER'S REPORT

Mr. Stanton noted his report from June 9, 2016 summarizing activity since reviewing it with Council at the Agenda Meeting on June 14, 2016. He does not have any additional items to add to this report and asked if anyone had any questions pertaining to any other Engineering item, no questions were asked by Council.

Mr. Stanton provided a brief summary for each motion and asked for Council adoptions:

M-4 *Mr. Moeller made the Motion to Award Contract No.14-S1 Equalization Tank and Lift Station to Mele & Mele & Sons, Inc. as low bidder for a base bid not to exceed \$5,946,599.30 and an add Alternate for an amount not to exceed \$15,500.00, for a total contract amount not to exceed \$5,973,099.30, subject to Mele & Mele & Sons, Inc. obtaining all documentation required per the recommendation of the Borough Engineer; second by Mr. Fischer. Upon vote, motion passed unanimously.*

Mr. Stanton explained this is the Tank and Equalization Basin Project mandated by the Department of Environmental Protection Consent Order. Mr. Stelmasczyk asked if anyone had any questions or comments pertaining to this motion, none were asked.

M-5 *Mr. Moeller made the Motion to Award Contract No. 14-S2 Sanitary Sewer Improvements to Guyer Brothers, Inc. in the amount of \$2,434,792.25 subject to Guyer Brothers Inc. obtaining all documentation required, per the recommendation of the Borough Engineer; second by Mr. Fischer. Upon vote, motion passed unanimously.*

Mr. Stanton explained this the sanitary sewer improvements that are also associated with the Wet Weather Plan and consist of the line work portion of the project. Mr. Stelmasczyk asked if anyone had any questions or comments pertaining to this motion, none were asked.

M-6 *Mr. Moeller made the Motion to Authorize Partial Payment No. 1 (Final) to Allen Demolition, LLC for the demolition of 5112 Curry Road and 319 Oak Street in the amount of \$15,600.00 per the Engineer's recommendation; Second by Mr. Fischer. Upon vote, motion passed unanimously.*

Mr. Stelmasczyk asked if anyone had any questions or comments pertaining to this motion or for the Engineer, none were asked.

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SOLICITOR'S REPORT

Mr. Stanley Lederman explained regarding Ordinance 872 he believes Council would like to table this motion and return the discussion to next month after reviewing additional information.

M-7 *Mr. Moeller made a Motion to table the motion for Ordinance No. 872 Regulation the Operation of Recreational Motorized Vehicles in the Borough; second by Mr. Fischer. Upon vote, motion passed unanimously.*

Next, Mr. Lederman explained all hearings and public advertisement requirements for adoption of the new Zoning Ordinance have been successfully completed. Therefore, Council may proceed with adoption. A motion is needed by Council for adoption:

M-8 *Mr. Moeller made the Motion to Adopt Ordinance No. 873, the Zoning Ordinance of the Borough of Baldwin, replacing in its entirety, Ordinance No. 440 of 1973; second by Mr. Behers. Upon vote, motion passed unanimously.*

Mr. Stelmasczyk and Mr. Lederman had a few questions for Mr. Barrett about the Zoning Ordinance and how the Map portion conforms to the ordinance. Mr. Barrett reviewed the change in districts and how the proposed Zoning Map reflects those changes.

M-9 *Mr. Moeller made the Motion to Adopt the Borough of Baldwin Zoning Map as referenced in Ordinance No. 873 of 2016; second by Mr. Behers. Upon vote, motion passed unanimously.*

Mr. Stelmasczyk asked if there were any questions for the Solicitor, none were asked.

MAYOR'S REPORT

The Mayor reported calls for the month for May were 728 and calls given to police from 911 were 814. He read a brief overview of activity for and K-9 Officer Niko with Officer Parrotta and K-9 Officer Ajay with Officer Pagane.

Mr. Stelmasczyk asked if anyone had any questions for the Mayor or Chief, none were asked.

ADMINISTRATION

Mr. Barrett submitted his written report to Council last month and reviewed it at the June Agenda Meeting. He asked Council for the following formal motions:

The first motion is to identify a signatory for a grant that the Borough is pursuing with the PA Department of Community and Economic Development. This is the Greenways, Trails, and Recreation Program Grant application. It's a \$250,000 application and has a lower threshold for the match than DCNR's program.

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M-10 *Mr. Ducker made the Motion to approve Resolution No. 2016-06-15 to approve the Greenways, Trails, and Recreation Program Grant Application; second by Mr. Fischer.*

Next, Mr. Barrett explained this next motion is a request to advertise for proposals for independent auditing services:

M-11 *Mr. Fischer made the Motion to Advertise RFP 2016-06-01 for Auditing Services for the Borough of Baldwin; second by Mr. Moeller. Upon vote, motion passed unanimously.*

Mr. Stelmasczyk asked if there were any questions for Mr. Barrett, none were asked.

FINANCE

Mr. Fischer noted the monthly financial reports with Revenues and Expenditures as well as the current cash position discussed at the Agenda Meeting. He asked if Council had any questions pertaining to these items, none were asked.

He asked council if they had any questions on the Treasurer's Report for June 2016. Mr. Fischer would like to ask for the following motions:

M-12 *Mr. Fischer made the motion to approve the Treasurer's Report for June 2016; second by Mr. Conley. Upon vote, motion passed unanimously.*

M-13 *Mr. Fischer made the Motion to Ratify Bills in the Amount of \$232,418.10 and approve bills in the amount of \$304,916.12 for a total of \$537,334.22; second by Mr. Conley. Upon vote, motion passed unanimously.*

Mr. Stelmasczyk asked if there were any questions for Mr. Fischer, none where asked.

PUBLIC WORKS

Mr. Behers noted with the retirement of Roberta in the Code Enforcement office, the monthly departmental reports are not available at this time, but will be included in the July monthly reports.

Mr. Behers explained Public Works has continued working to prepare for the MS4 inspection along with the work being completed on Fidelity Drive.

Mr. Stelmasczyk asked if there were any questions for Mr. Behers, none were asked.

PARKS AND RECREATION

Mr. Conley asked for a motion on the Borough parks and facilities:

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M-14 *Mr. Conley asked for a motion to approve the June Blanket Approval List for the Borough parks and facilities; second by Mr. Fischer. Upon vote, the motion passed unanimously.*

Mr. Stelmasczyk asked if there were any questions for Mr. Conley, none were asked.

ZONING AND PLANNING

Mr. Moeller reported the Planning Commission Meeting in June was cancelled in June. The Zoning Hearing Board Meeting was on June 16, 2016 with three hearings and resolved all three issues.

He noted everyone had their Building Inspection Monthly reports:

May 2016 fees collected a total of \$8,951.25 compared to \$28,527.40 for May 2015.
The YTD fees collected for May 2016 were \$42,065.95 compared to \$71,386.79 in 2015.
The large gap is due to last year with approximately \$19,000 fees in new commercial property, The Crossroad Towers at the Cloverleaf.

Mr. Stelmasczyk asked if there were any questions for Mr. Moeller, none were asked.

PUBLIC SAFETY

Mr. Ducker noted everyone has received some of the Volunteer Fire Department Monthly Activity Reports noting the fire monthly activity reports will now be issued quarterly. In addition, the Emergency Medical Service Monthly Report was provided to Council.

Mr. Ducker asked Police Chief, Michael Scott about the grant letter sent to Council, how the hourly rate is calculated per officer. In addition, Mr. Ducker and Mr. Fischer and the Chief discussed our officers who participate in the Special Emergency Response Team (SERT) program.

Mr. Stelmasczyk asked if there were any questions for Mr. Ducker. None were asked.

PERSONNEL

Mr. Scott was absent and Mr. Stelmasczyk asked if anyone had anything to report. No questions were asked.

He would like to remind the residents that Council decided not to take action on Rosewood Drive to implement permanent parking since a letter will be sent to these residents for their input on parking issues.

Mr. Stelmasczyk continued to ask if anyone from the audience would like to address Council with anything related to Borough business.

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AUDIENCE AGENDA –Any issue pertaining to Borough Business: 5 MINUTES PER SPEAKER OR GROUP

David Brogan of 5314 Meadowcrest Drive asked Council about Ordinance No. 874 and the parking of Commercial Vehicles on Borough Streets. He cautioned the Borough to further explore the explanation of ‘Commercial’ since many homeowners bring home smaller company vehicles and not every homeowner has driveways to park these vehicles.

Randy Lutz of 3541 Churchview Ave. spoke of the ATV Ordinance and thanks Council for deciding to table this issue before an adoption. Discussion between Council and residents took place about the Ordinance Regulating the Operation of Recreational Motorize Vehicles in the Borough. It was further explained this motion is tabled and will not be considered until all parties have a better understanding of what the rules and regulations surrounding the Ordinance.

Steve Kienzl of 3788 Cynthia Dr. had a complaint about the abandoned home at 3793 Cynthia having high grass and weeds along with the deplorable condition of the home itself. Mr. Barrett explained the property owners have been given several citations with a number of open code violations with the Borough taking on the expenses to maintain the property.

The meeting adjourned by Mr. Stelmasczyk at 8:30 pm with a motion to adjourn to executive session:

M-15 *Mr. Moeller made the motion to adjourn; second by Mr. Fischer. Motion passed unanimously.*

Respectively submitted,

BOROUGH OF BALDWIN

John M. Barrett
Borough Manager