

MINUTES TO REGULAR MEETING OF SEPTEMBER 20, 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, September 20, 2016.

After the Invocation and Pledge of Allegiance to the Flag by Mayor Depretis, the following Council answered to roll call:

Mr. Ed Moeller
Mr. Kevin Fischer
Mr. Francis Scott
Mr. James Behers
Mr. Michael Ducker
Mr. John Conley- Vice-President
Mr. Michael Stelmasczyk-President
Mr. David Depretis-Mayor
Mr. Larry Souleret- Engineer
Mr. Stanley Lederman- Solicitor
Mr. Michael Lederman- Solicitor
Mr. John Barrett- Borough Manager
Mrs. Diana Behers-Treasurer

Absent:

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 of the Agenda Meeting of August 9, 2016; second by Mr. Behers. Upon vote, motion passed unanimously.*

Mr. Stelmasczyk said these minutes were approved with revisions.

M-2 *Mr. Fischer made the motion to approve the Minutes of the Regular Meeting of August 16, 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.

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

Mr. Stelmasczyk asked the audience if they would like to address Council on anything that is on the Agenda. No one approached with questions.

ENGINEER'S REPORT

Mr. Souleret noted his report from September 8, 2016 summarizing activity since reviewing it with Council at the Agenda Meeting on September 13, 2016. He does not have any additional

MINUTES TO REGULAR MEETING OF SEPTEMBER 20, 2016

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. He did ask for the following motions:

Mr. Souleret explained the following motion is to advertise for the removal of the underground fuel storage tanks according to regulations:

M-3 *Mr. Scott made the Motion to Advertise Contract No. 16-01 Removal of Underground Storage Tanks; second by Mr. Fischer. Upon vote, motion passed unanimously.*

The Mayor asked if there was a time frame for the storage tanks removal. Mr. Barrett explained they will open bids within 30 days and then award a contract according to the contractor's timeline around the first quarter of the year. The purchase of Borough gas will transition into Giant Eagle fleet gas cards to be used at several area stations.

Next, Mr. Souleret reviewed the 2016 Road Improvement Program. A letter dated September 8, 2016 was submitted for approval. This is for payment No. 2 not the final payment and is approximately 70% of the total contract amount.

M-4 *Mr. Scott made a motion of Approve partial payment No. 2 to Michael Facchiano Contracting, Inc. for the 2016 Roadway and Storm Sewer Improvement project, Contract No. 16-R01. The amount is \$418,012.04 per the recommendation of the Borough Engineer; second by Mr. Behers. Upon vote, a no vote was done by Mr. Fischer. Mr. Barrett took a roll call and the motion passed 6-1.*

Mr. Souleret reviewed the Lick Run Weather Sewer Project and the work of Guyer Brothers for the line work. They are around 65% completed. This payment was reviewed and approved in a letter submitted September 11, 2016 to the Borough.

M-5 *Mr. Scott made a Motion to approve partial payment No. 1 to Guyer Brothers, Inc. for the Lick Run Wet Weather Flow Strategy, Contract No. 14-S2. The amount is \$104,507.33 per the recommendation of the Borough Engineer; second by Mr. Fisher. 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.

SOLICITOR'S REPORT

Mr. Stanley Lederman explained two items are on tonight's agenda for motions. The first item is the first reading and motion to advertise potential Ordinance No. 874 regarding the parking of commercial and recreational vehicles in residential districts. It established restrictions of certain vehicles on residential streets. The entire ordinance will be available online as a draft for anyone to view. Mr. Barrett explained the penalty will be established correctly for any violations (\$100).

MINUTES TO REGULAR MEETING OF SEPTEMBER 20, 2016

M-6 *Mr. Moeller made a motion for a First Reading and Motion to advertise potential Ordinance No. 874 regarding the Parking of Commercial and Recreational Vehicles in Residential Districts; second by Mr. Fischer. Upon vote, motion passed unanimously.*

Next, Mr. Lederman explained the Baldwin Library is looking to obtain a large grant from the state of PA to renovate the Leland Center Building for a new location for the library. The Borough Public Works Department will continue to be located in the lower portion of the building. It is necessary to have an agreement between the Library and the Borough. Details about the grant were mentioned and the need for a Resolution from the Borough.

M-7 *Mr. Ducker made the motion to Approve Resolution No. 2016-09-18, entering into an Agreement with the Baldwin Borough Public Library for the creation of a new library facility at the Leland Building; second by Mr. Fischer. Upon vote, motion passed unanimously.*

Mr. Fischer stated he is very grateful for the work done from the Library toward the efforts in achieving this grant and the new location.

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 August were 647 and calls given to police from 911 were not available. He read a brief overview of activity for and K-9 Officer Niko with Officer Parrotta and K-9 Officer Ajay with Officer Pagane.

The Mayor announced the Holiday Light Up Night sponsored by the Baldwin Kiwanis will take place on Friday, December 2, 2016 at 6:00 pm at the Borough Building.

Mr. Stelmasczyk asked if anyone had any questions for the Mayor.

ADMINISTRATION

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

The first is in conjunction to the Library agreement for the potential for a grant and an additional resolution is required for the matching funds of the grant. Mr. Barrett would like to ask for the following motion:

M-8 *Mr. Scott made the motion to Approve Resolution No. 2016-09-19, establishing the Borough matching contribution to the Keystone Grant application to be filed jointly by the Baldwin Borough Public Library and the Borough of Baldwin; second by Mr. Behers. Upon vote, the motion passed unanimously.*

Mr. Stelmasczyk made a few comments pertaining to the Keystone Grant being granted.

MINUTES TO REGULAR MEETING OF SEPTEMBER 20, 2016

The next motion explains the continued relationship between the Borough and PennDOT for the winter maintenance for the state roads in the Borough with a five-year time period.

M-9 *Mr. Moeller made the motion to approve a Winter Traffic Services Agreement with PennDOT for the winter seasons of 2016 – 2021; second by Mr. Fischer. Upon vote, the motion passed unanimously.*

Lastly, the Labor Agreement with the Department of Public Works has been modified and extended for an additional year to allow for a change in health care and provide a 3% wage increase. Copies were provided to Council and he would like to formalize this with a motion.

M-10 *Mr. Moeller made the motion to approve a Memorandum of Understanding with the Laborers Local Union No. 1058 extending the current labor agreement with the Baldwin Department of Public Works through December 31, 2018; second by Mr. Behers. Upon vote, the 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 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 August 2016. Mr. Fischer would like to ask for the following motions:

M-11 *Mr. Fischer made the motion to approve the Treasurer's Report for August 2016; second by Mr. Conley. Upon vote, motion passed unanimously.*

M-12 *Mr. Fischer made the Motion to Ratify Bills in the Amount of \$450,185.44 and approve bills in the amount of \$822,349.90 for a total of \$1,272,535.34; 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 explained Waste Management will begin cleaning the Borough catch basins next week and will complete around 400 of these this year. A walk through was done for the 2016 Road Program and the contractor should complete this program within the next two weeks. The Public Works are working in conjunction with the contractors to repair any curb ends and top soil and mulch by completing this work.

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

MINUTES TO REGULAR MEETING OF SEPTEMBER 20, 2016

PARKS AND RECREATION

Mr. Conley stated the Blanket Approval List for September was approved at the Agenda Meeting due to time restrictions of events on this list.

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

ZONING AND PLANNING

Mr. Moeller reported the Planning Commission Meeting was cancelled September 12, 2016 at 7:30 pm. The Zoning Hearing Board Meeting scheduled for September 15, 2016 at 7:30 pm. to handle an appeal. Mr. Moeller noted everyone had their Building Inspection Monthly reports:

August 2016 fees collected a total of \$8,882.69 compared to \$14,986.88 for August 2015. The YTD fees collected for August 2016 were \$54,453.14 compared to \$109,556.37 in 2015. As a reminder, the large gap is due to last year with fees in new commercial property, The Crossroad Towers at the Cloverleaf.

Mr. Stelmasczyk asked if there were any questions for Mr. Moeller.

PUBLIC SAFETY

Mr. Ducker noted everyone has received one Volunteer Fire Department Monthly Activity Reports along with the Emergency Medical Service Monthly Report.

Asst. Chief McCaffrey of BEMS announced the beginning of the Flu Clinics being offered through BEMS. He provided the October and November calendar with Flu Clinics available to residents 18 years and older free of charge.

M-13 *Mr. Ducker made the motion to Adopt Resolution No. 2016-09-20 adopting an Emergency Operations Plan for the Borough; second by Mr. Moeller. Upon vote, motion passed unanimously.*

Mr. Stelmasczyk asked if there were any questions on the motion for Mr. Ducker, none were asked.

M-14 *Motion to Approve the Collective Bargaining Agreement with the Teamsters Local Union No. 205 representing the Baldwin Police Department; second by Mr. Scott. Upon vote, motion passed unanimously.*

Mr. Stelmasczyk asked if there were any questions on the motion for Mr. Ducker, none were asked. Mr. Stelmasczyk asked about the terms of the agreement and Mr. Barrett explained this would from 2016-2020; five (5) years. Mr. Ducker would like to thank Carl Bailey, of Local Union # 205, Officer John Prilla, Officer Lou Parrotta and the officers who helped with negotiations.

He also would like to thank Stephanie Hacke, a former writer for the South Hills Record, for her dedication in reporting with the Borough.

MINUTES TO REGULAR MEETING OF SEPTEMBER 20, 2016

Mr. Moeller and Mr. Ducker said BEMS has received three awards, EMS of the Year, Pediatric recognition at the Master Award Level from the state and lastly with the American Heart Association , the Gold Medal of Excellence in cardiac care. Further information can be found on their website. Council congratulated them for all of their achievements.

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

PERSONNEL

Mr. Scott had nothing to report for tonight's meeting.

NEW BUSINESS

Mr. Stelmasczyk asked if anyone had anything to comment on from Council or the audience. Nothing was asked.

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

Mr. Stelmasczyk announced a short executive session took place before the beginning of tonight's meeting regarding a legal and real estate issue.

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

Paul Hayhurst of 1614 Hollyrood Rd. and is also the President of the Baldwin Library. He would like to state on behalf of the board, they would like to thank Baldwin Borough for their support for the potential move into Leland Center. He looks forward to working with everyone.

Kimberly Stit of 449 Jenne Drive had several complaints with the selling of her home and many issues with the Ordinance requiring a dye test and camera test be performed by a certified plumber before selling the property. She was unaware of this Borough Ordinance and since the test failed, she is out of pocket several thousand dollars to repair a sewer line she believes is the Borough's responsibility. Mr. Barrett explained this is not a new Ordinance and required of all homeowners before selling a home.

Dennis Zolkowski of 631 Brinwood Ave. has approached Council at prior meetings stating his neighbor is harassing him since he has reported possible drug concerns in the home.

Resident of Colewood Drive would like to know how long the project will take and the damage being done to the streets and properties from the construction company doing the work at this time. Mr. Souleret explained this portion of the project will take until late spring and any damage done to the streets or resident properties will be fixed.

The meeting adjourned by Mr. Stelmasczyk at 8:45 pm with a motion to adjourn to executive session:

MINUTES TO REGULAR MEETING OF SEPTEMBER 20, 2016

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

Respectively submitted,

BOROUGH OF BALDWIN

John M. Barrett
Borough Manager