

## **MINUTES TO AGENDA MEETING OF AUGUST 8, 2017**

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The Agenda meeting of the Borough of Baldwin Council was called to order by President Michael Stelmasczyk at 7:00 p.m. on Tuesday, August 8, 2017.

After the Pledge of Allegiance to the Flag, the following Council answered to roll call:

Mr. Kevin Fischer  
Mr. James Behers  
Mr. Ed Moeller  
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 and Mr. Michael Ducker

### **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. Normally these are items on the agenda, but he will make an exception since there is a group in attendance.

All the following residents had comments pertaining to a religious ceremony that took place at 475 and 479 Grace from July 12<sup>th</sup> to the 20<sup>th</sup>. Their complaints are about the amount of trash, compose piles, port-o-johns still in the yards, people intruding into their lawns and laying around smoking, the amount of trash left lying around the street has contributed to the abundant and uncontrolled number of rats that are a major nuisance. Lastly, they are using both sides of the street for parking of around 50 vehicles leaving no parking for residents.

These residents that spoke are:

Kevin Davis of 471 Grace St  
Shell Boyle of 452 Grace St  
Christy Zakro of 463 Grace St  
Gail Mikush -the Borough Tax Collector (took a complaint from a resident)  
Scott Barton of 5472 Wolfe Dr.  
Charles kerpanski of 447 Grace St

Council will use several approaches to address these ceremonies that are taking place in Baldwin. SHIM and Catholic Charities to help with the translation problems, work in conjunction with the Health Department and lastly join the County in their efforts in enforcement of the rules and regulations for religious ceremonies.

The Wheeling Lake Erie Railroad by Gardenville Rd., was damaged creating unsafe conditions. Residents listed have been waiting to hear from the Borough to know who will come and repair the damage to the rails and spikes that are loose. Flooding along with the loose gravel in their

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yards. Mr. Barrett and Mr. Lederman provided details on who they should contact for further action to be taken. The Borough received correspondence the railroad was inspected and meets all safety standards. Mr. Lederman went on to explain in detail what the Borough would be able to do and suggested many courses of action the homeowners should try to get the issues resolved including contacting the media and the local representatives.

Residents with complaints:

Bob Stanko- 4821 Gardenville Rd

Doug Newman- 4825 Gardenville Road

Matt Dingus of 28 Mary Ann Dr. is the new President of the BWAA league. He was advised by Council last year to possibly reach out to the GBWAA and work toward providing a few open field times for the BWAA league. He has reached out and they have not gotten back to him. He's asking the Borough for their assistance or suggestions. Mr. Barrett suggested that they should all meet together to work together for field times.

### **ENGINEER'S REPORT**

Mr. Jason Stanton submitted his monthly report on August 4, 2017 summarizing activity from the last Council Meeting. Additionally, Mr. Stanton provided brief updates on the following items:

- Under the Lick Run Consent Order and Agreement, there is nothing new to report.
- Mr. Stanton anticipates activity on Gardenville Rd. located in the LR-30. This area was affected in both June and July heavy rains.
- The Equalization Basin is now operational as of Friday, August 4<sup>th</sup>, 2017. Comcast is installing cable into the flow monitor building to provide the Authority access to the readings from the tank to the treatment plant.
- Mr. Stanton said he spoke with Chief Plunkett of BEMS to coordinate a meeting between themselves, Public Works, the Authority, police, and any remaining emergency responders. The purpose of the meeting is to show the departments exactly what the EQ basin is and how they can respond to emergency calls to the area. Also, a payment recommendation will be on the agenda next week for Mele & Mele & Sons, Inc.
- He will ask Council to review a draft of a Pollution Reduction Plan associated with our MS4 permit that can be submitted to the DEP by a September deadline.
- The 2017 Road Improvement Program with A. Liberoni Inc. is currently working on Colewood and Curry Rd. paving. Bob Firek, Director of Municipal Services, explained the rain delayed the paving schedule.
- Glass Run Road Bridge Replacements and Sanitary Sewer Relocation were discussed with Walsh Granite starting to post signs for road closure to start the sanitary lines. Mr. Stanton explained the estimated construction schedule.
- Mr. Stanton discussed the Streets Run Rd. Emergency Permit application that was submitted on July 12, 2017. Non-native sand and rock removal (debris) removal is how the Emergency Permit application should read with this correct language. They

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resubmitted the correct language for the permit and they got approved to receive funds for debris removal. They should get the permit on Wednesday.

- The Planning Commission is scheduled for next week with reports for Everest Foods, and the first look at the Library Plans.

Mr. Stelmasczyk asked if there were any questions for the Engineer, Mr. Conley asked about the Streets Run road with piles of dirt still left. Bob Firek explained his conversation with PennDOT and remove the debris. Mr. Moeller asked if there has been any contact with Zukiewicz since the last meeting. Mr. Stanton said Anthony initiated the final occupancy with a six week grace period to fix the items required for an occupancy. Once these are completed, Council will be updated.

Bob Stamer of 3449 Pleasantvue Dr. with both sides of the street being no parking. He wants to know why there is no parking on at least one side of the street. The Mayor was asked to look into the no parking each side with the possible solution to add a time and day to the sign to open up weekends and evenings.

### **SOLICITOR'S REPORT**

Mr. Lederman explained he has no concerns about Dollar General at this point. He just got the email from Mr. Stanton about the LR-30 ROW Agreements that need to be signed. He counted around 32 documents with two being red do not need ROW's.

- Mr. Stanton said at the May meeting, a few adjustments were made to some of the properties, therefore requiring a new document. They will again have a neighborhood meeting to again explain the documents need to be signed or a declaration of taking will occur and will lose title of their property.
- The Chief asked Mr. Lederman about several cars being parked at the Lockaton property and Mr. Lederman said that either the police will cite them or Anthony so they may get ahead on his hoarding.

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

### **MAYOR'S REPORT**

Mayor Depretis will give his report at the next meeting.

They will enforce the parking issues during a religious ceremony and be better prepared to handle the next one in September.

Mr. Stelmasczyk asked if anyone had any questions for the Mayor. None were asked.

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## ADMINISTRATION

Mr. Barrett submitted his monthly written report to Council for review. Mr. Barrett mentioned a few items for Council to consider. There are a few items he would like to go through with Council.

- He did include the 2017 Mid-Year Budget Report from the Finance Officer. He explained how the report is produced and where they think they would end the year.
- Molly Brennan provided a presentation on the proposed budget that would be adjusted before being ready for adoption. She explained in detail about Borough revenues and expenditures, the negatives and positives for the pool management, Engineering fees, bond money, and real estate transfer taxes, sales tax budget, and building permits, LR-30 construction, inter-fund transfers, unforeseen sewer issues, reduction in rates from the PHA, they foresee to end the year with about 180,000 in surplus.
- Mr. Barrett explained to Council to clarify and remind costs that were budgeted for this year and now are going onto the 2018 budget.
- Mr. Barrett began the discussion with the continuous flooding on Streets Run Rd. A meeting recently took place with Rep. Kortz, and Rep. Readshaw and the Secretary of State for the DEP. He explained they did a feasibility study down from the city up to Haze. He said they are now looking to do a study in Baldwin and then begin construction. Mr. Barrett will let Council know the outcome of the resources he will seek to make Streets Run Road safe during the rains.

Mr. Stelmasczyk asked if it would be feasible to ask for volunteers to help with cleaning up the Borough. It was discussed permits would need to be issued if they would decide to cut down trees.

- Last week Jenny Worley came to meet with Council on the fundraising goals and visions for the Library. From the CITF Grant, the Library received \$100,000 from this grant. The Borough is still hasn't received the executed grant and within 45 days they would come up with the conditions the Borough agreed to follow along with the grant process.
- Mr. Barrett explained CMU Grad Student Matthew Janetti, the Municipal Intern that has been with the Borough will be leaving soon. He was working on an evaluation of Ordinance 844 with the inspection of Private Sewer Laterals.

Mr. Stelmasczyk asked Council if they had any questions with the Managers report. None were asked.

## FINANCE

- Mr. Fischer reviewed the monthly Revenue and Expenditure Report for the end of July 2017.
- The tax collector reports were received along with about a 96% collection rate.
- The Revenue report was discussed along with the cash flow at a low amount, expenses increase later toward , and we hope to have funds pick up for September and October.
- The expenditure report explaining the pool fund amount with the issuance of passes and tags, it was budgeted for \$25 grand and we are over this amount but around \$100. Mr.

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Fischer also explained how the pool concession stand prices differed this month as opposed to last year.

Mr. Stelmasczyk asked if anyone had questions for Mr. Fischer. None were asked.

### **PUBLIC WORKS**

Mr. Behers reviewed a few items of general maintenance with Council:

- The slide repair at the pool was important job for the Public Works Department. Mr. Firek designed a quick fix by excavating a portion of the hillside, the Public Works department did this repair without having to hire outside.
- Mr. Behers continued to report what Public Works has continued on working with the Road Program by utilizing their own crew that can serve as inspectors and resident representatives with training from Bob Firek, Dir. Of Mun. Services, during the construction.
- PW is continuing with the CCTV work for the storm and lines known within flood prone areas. PW have been camera and flushing activity on a daily basis.
- General Maintenance on the storm and sanitary sewer lines with the clearing of outfalls, and the use of the Borough flusher in problem areas.

Mr. Bob Firek went over items with Council that were described in his Monthly Activity Report:

- The 2017 Road Program will require two payments for approval at the next meeting. They would be payments for the 2017 General Fund and 2017 Liquid Fuels Fund.
- The Elm Leaf Park Project and a Pre-Construction Meeting with Stefanik's Next Generation Contracting, Inc. is taking place tomorrow. The contractor will provide a start date at this meeting and anticipate to start work in about two weeks.
- Efforts have been directed toward the storm and sanitary issues from the last heavy rains. These efforts are ongoing due to the reoccurring rain events bring a lot of calls and work. We have been working with our CCTV trucks along with SHACOG trucks. Unfortunately, a camera got stuck in the sanitary line in the back of Jenne Drive while we were working and it remained lodged in the line. Excavation of the properties will be done in the next two days.
- The annual inspection with the Colewood U-Channel with the Army Corp of Engineers. We got a favorable review from them, they were impressed with our efforts in maintaining this area.
- The underground fuel and storage tanks at Leland have had a company come in and remove all the material. Mr. Firek submitted a report to the DEP for the removal and the next step is to budget for next year for the removal of the pumps. At this time, we will get a little time while we get the tanks inspected. It's a temporary closure permit was submitted to show we got the pumps and fuel removed and then we have about a 10 year window to come up with a plan with possible removal of the tanks.

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Mr. Stelmasczyk asked if anyone had any questions or items from Mr. Behers and Mr. Firek's reports.

Mr. Barrett had a few comments that they are using the PW Department that have been working very hard to camera each line and they come up clear water. He feels smoke testing need to be done at a high price to go in and do the area on Gardenville Rd. which will be around 400 homes. Mr. Stanton said smoke and dye testing from Charlotte to Marta and McAnnulty to Gardenville Rd. is about \$105,000.

Mr. Moeller asked Mr. Firek is he could provide an activity report to provide to Council.

### **PARKS AND RECREATION**

Mr. Conley noted noting on the Blanket monthly parks and facilities report for August 2017.

- A request was asked by the Baldwin Borough Public Library to use Leland Center on October 1, 2017 from 10:00 am – 6:00 pm for a Community Fundraiser. Waiver of fee.

Mr. Stelmasczyk asked if anyone had any questions or items from Mr. Conley's report. No questions were asked.

### **ZONING AND PLANNING**

Mr. Moeller reported the following meeting dates and times:

- The Planning Commission is meeting on Monday, August 12, 2017 at 7:30 pm. It was already discussed what
- The Zoning Hearing Board is scheduled to meet Thursday, August 11, 2017 at 7:30 pm. and will show three items on the agenda.
- He will provide the Monthly Inspection Report and Activity Reports next week. Mr. Moeller feels everyone working for the Borough should make notice for properties needing the attention of the Code Enforcement Officer. Mr. Moeller said he would like to see the addition of the Public Works and Police Dept. providing information to Anthony. The Mayor made the suggestion of possibly providing forms to notify Anthony.
- Mr. Barrett explained the Curative Amendment Process is the Borough's effort to address the Gardenville zoning. Allegheny County and the Planning Commission need to comment on this Ordinance with a Public Hearing in September. Council will be asked to adopt this Ordinance in November.

Mr. Stelmasczyk asked if anyone had any questions or items from Mr. Moeller's report. No questions were asked.

### **PUBLIC SAFETY**

Mr. Stelmasczyk will have the Monthly Activity Reports available for discussion at the Regular meeting.

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## PERSONNEL

Mr. Stelmasczyk said there is nothing new to report under personnel.

## NEW BUSINESS

Mr. Conley spoke about a grant to hire new police officers he found and even though it expired in June, he asked everyone to keep aware of any new grants available for next year.

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

Mr. Ieraci a resident asked if anyone knows what is going on with Mr. Ducker to ask if he resigned. Mr. Stelmasczyk explained it is not for him to explain the decisions of Council Member Michael Ducker.

**M-1** *Mr. Moeller made a motion to enter Executive Session; second by Mr. Fischer. Upon vote, motion passed unanimously.*

Council entered Executive Session at 9:41 pm.

Respectively Submitted,

BOROUGH OF BALDWIN

John Barrett  
Borough Manager