

# REGULAR MEETING MINUTES OF JANUARY 17, 2023

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The Regular Meeting of the Borough of Baldwin Council was called to order by President John Egger at 7:00 p.m. on Tuesday, January 17, 2023.

The invocation was done by Mr. Dee.

The following Council members and staff answered to roll call:

Mrs. Patty Boyer	Mr. David Depretis – Mayor
Mr. James Behers	Mr. Jason Stanton – Engineer
Mrs. Erin Brown	Mrs. Ashley Wagner– Solicitor
Mr. Raymond Dee	Mr. Robert Firek – Borough Manager
Mrs. Denise Maiden	Mrs. Diana Behers – Treasurer ( <i>Not Present</i> )
Mrs. Marianne Conley - Vice-President	Chief Tony Cortazzo
Mr. John Egger - President	

## **PUBLIC HEARING (LIQUOR LICENSE TRANSFER):**

**M-1** *Mrs. Conley made a motion to open the Public Hearing regarding the Transfer of Pennsylvania Restaurant Liquor License No. R-1274 into Baldwin Borough from Mt. Lebanon Township; second by Mrs. Maiden. Upon vote, the motion passed unanimously.*

The public hearing took place. Adi Karamcheti, the owner of the restaurant La Calera Mexican Restaurant & Grill gave a brief presentation on the operation and character of the new restaurant. No residents spoke in favor or in opposition of the license transfer.

**M-2** *Mrs. Maiden made a motion to close the Public Hearing; second by Mrs. Conley. Upon vote, the motion passed unanimously.*

## **PUBLIC HEARING (CD YEAR 48 DEMOLITIONS):**

**M-3** *Mrs. Conley made a motion to open the Public Hearing regarding the Demolition of the following properties; second by Mrs. Maiden.:*

- i. 2827 Custer Avenue, Rear (Lot and Block 59-R-178)*
- ii. 24 Somerset Street (Lot and Block 31-K-7)*
- iii. 58 Somerset Street (Lot and Block 31-K-27)*

*Upon vote, the motion passed unanimously.*

The public hearing took place. No residents spoke in favor or in opposition of the demolitions. The address for 2827 Custer Avenue Rear was incorrectly listed as 827 Custer Avenue Rear on the agenda, which was clarified during the hearing. No residents spoke in favor or in opposition of the demolitions. None of the property owners were present either.

**M-4** *Mrs. Conley made a motion to close the Public Hearing; second by Mr. Behers. Upon vote, the motion passed unanimously.*

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## APPROVAL OF MEETING MINUTES

- M-5** *Mrs. Conley made a motion to approve the Agenda Meeting Minutes of December 13, 2022; second by Mrs. Boyer. Upon vote, the motion passed unanimously.*
- M-6** *Mrs. Maiden made a motion to approve the Regular Meeting Minutes of December 20, 2022; second by Mrs. Boyer. Upon vote, the motion passed unanimously.*

**AUDIENCE AGENDA - Agenda Items Only:** - No one asked to speak.

## ENGINEER'S REPORT

The Monthly Engineer's Report was submitted to Council at the Agenda meeting last week. Mr. Stanton had the following motions for Council's consideration:

- M-7** *Mrs. Conley made a motion to Approve **Partial Payment No. 5** in the amount of \$32,019.30 to Grahamboys LLC dba Graham Construction for Contract No. 21-MB1 (Municipal Building Renovations, Re-Bid, General Construction) per the recommendation of the Borough Engineer; second by Mrs. Boyer. Upon vote, the motion passed unanimously.*
- M-8** *Mrs. Maiden made a motion to Approve **Partial Payments No. 4 and 5** in the respective amounts of \$14,326.71 and \$3,869.52 to Reno Bros., Inc. for Contract No. 21-MB2 (Municipal Building Renovations, Re-Bid) per the recommendation of the Borough Engineer; second by Mrs. Boyer. Upon vote, the motion passed unanimously.*
- M-9** *Mrs. Conley made a motion to Approve **Partial Payment No. 7** in the amount of \$39,676.51 to Allegheny City Electric, Inc., for Contract No. 21-MB3 (Municipal Building Renovations, Re-Bid) per the recommendation of the Borough Engineer; second by Mrs. Boyer. Upon vote, the motion passed unanimously.*
- M-10** *Mrs. Maiden made a motion to Approve **Partial Payment No. 4** in the amount of \$5,632.20 to R&B Mechanical, Inc. for Contract No. 21-MB4 (Municipal Building Renovations, Re-Bid) per the recommendation of the Borough Engineer; second by Mrs. Boyer. Upon vote, the motion passed unanimously.*
- M-11** *Mrs. Conley made a motion to Approve **Partial Payment No. 5 (Final)** in the amount of \$5,893.80, to A. Liberoni, Inc. for Contract No. 22-R02 (Liquid Fuels) 2022 Roadway and Storm Sewer Improvements per the recommendation of the Borough Engineer; second by Mrs. Boyer. Upon vote, the motion passed unanimously.*

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**M-12** *Mrs. Boyer made a motion to Approve **Partial Payment No. 6** in the amount of \$3,915.03, to A. Liberoni, Inc. for Contract No. 22-R01 (General Funds) 2022 Roadway and Storm Sewer Improvements per the recommendation of the Borough Engineer; second by Mrs. Maiden. Upon vote, the motion passed unanimously.*

## **SOLICITOR' S REPORT**

The Solicitor's report was provided at the Agenda Meeting last week. She reminded Council that they are not permitted to discuss Borough business via e mail, per the Sunshine Act.

## **MAYOR'S REPORT**

The Mayor provided the December report:

Calls to Police: **717** Fees collected: **\$520** Arrest Totals: **18** Citations/tags: **31**

## **ADMINISTRATION**

The Manager's Report was provided at the Agenda Meeting last week.

**M-13** *Mrs. Conley made a motion to Award the 2023 Pool Management Contract to American Pool in the total amount of \$102,000.00; second by Mrs. Maiden. Upon vote, the motion passed unanimously.*

**M-14** *Mrs. Conley made a motion to Authorize the Borough to enter into the Implementation MOU with Brentwood Borough, PWSA, West Mifflin Sanitary Sewer Municipal Authority and Whitehall Borough to remove inflow and infiltration (I/I) in the sanitary sewer system tributary to the ALCOSAN M-42 Point of Connection (POC) via the Streets Run-Glass Run Rd. Multi-Municipal Project; second by Mrs. Maiden. Upon vote, the motion passed unanimously.*

**M-15** *Mrs. Maiden made a motion to Authorize the Borough to sign the Addendum to the current Agreement with MDIA for their 2023 fee schedule for 3<sup>rd</sup> Party Inspection and Plan Review services; second by Mrs. Conley. Upon vote, the motion passed unanimously.*

**M-16** *Mrs. Maiden made a motion to Approve **Resolution No. 2023-01-01** Approving the Sanitary Sewer Planning Module for the Kubrick Plan; second by Mrs. Maiden. Upon vote, the motion passed unanimously.*

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**M-17** *Mrs. Maiden made a motion to Approve Partial Payment No. 7 (Final) in the amount of \$35,517.85 to A. Liberoni, Inc. for Elm Leaf Park Ph. III per the recommendation of HRG Engineering; second by Mrs. Conley. Upon vote, the motion passed unanimously.*

## **FINANCE**

The monthly finance report was provided to Council.

**M-18** *Mrs. Boyer made a motion to Accept the Treasurer's Report for December 2022; second by Mr. Dee. Upon vote, the motion passed unanimously.*

**M-19** *Mrs. Maiden made a motion to Ratify Bills in the amount of \$611,090.54 and approve bills in the amount of \$1,520,016.36 for a total of \$2,131,106.90; second by Mrs. Conley. Upon vote, the motion passed unanimously.*

Mrs. Maiden noted that the summation of the ratified bills and approved bills was incorrect on the agenda. It was double checked and corrected before the vote.

## **PUBLIC WORKS**

Mr. Dee provided his report and thanked our Public Works Road Crew for their excellent response to last month's snow/ice event.

## **PARKS & RECREATION**

**M-20** *Mrs. Boyer made a motion to Approve the January Blanket List; second by Mrs. Maiden. Upon vote, the motion passed unanimously.*

## **LIBRARY REPORT**

Mr. Paul Hayhurst, President of the Library Board provided the monthly report.

Mr. Egger asked for a quarterly report from the Library to see how the Borough's Contribution is being spent.

## **ZONING & PLANNING**

Mrs. Brown provided her report last week.

## **PUBLIC SAFETY**

Mr. Behers restated his report that was given at the Agenda Meeting and added Baldwin VFC #105 November 2022 had 20 calls with a 7.03 response time. For December, #105 had 37 calls with a 10.08 response time.

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Mr. Dee reminded Council that there is a marketing company coming to speak with the first companies next Tuesday (January 24, 2023) regarding fundraising campaigns for the fire companies.

Mr. Dee also complimented an EMT and Paramedic from BEMS that he had a recent experience with.

## **PERSONNEL**

**M-22** *Mrs. Conley made a motion to Appoint Eric Foster to the full-time position of Custodial Services, Municipal Facilities; second by Mrs. Maiden. Upon vote, the motion passed unanimously.*

**M-23** *Mrs. Conley made a motion to Change Officer Shain Livada's status from one-year Probationary Status to Regular Full-time status per the recommendation of the Chief of Police; second by Mrs. Maiden. Upon vote, the motion passed unanimously:*

**M-24** *Mrs. Conley made a motion to Appoint Amber McKeeton to the vacant seat on the Shade Tree Commission. This is for a three-year term to expire on December 31, 2025; second by Mrs. Boyer. Upon vote, the motion passed unanimously.*

## **AUDIENCE AGENDA - Any issue pertaining to Borough**

Kelly Mossbauer – 3800 Louisa Street – (Speaking as a resident and not as a member of the Library Board.) Mrs. Mossbauer asked about the Borough's Spotted Lantern Fly Committee. Mr. Egger and Mr. Firek clarified that this group is an independent group of community members and is not associated with the Borough. Additional conversation between Mrs. Mossbauer and Councilwoman Maiden was had regarding details on present and future meetings of the Spotted Lanternfly citizen group and the Community Events Advisory Committee.

Mark Frankenfield -154 Brailer Ct. asked Council for an update on 81 Walton Road and the former site of Tush's Tavern. He also asked the Police Chief for better patrols for drivers going through the stop sign at Joseph Street and Glass Run Road.

Paul Hayhurst – 3801 Willet Road – Addressed Councilwoman Maiden and a comment that she made, which he felt was inaccurate, regarding a past Library Board Meeting.

**NEW BUSINESS** – Mr. Egger received an e-mail from a Baldwin resident who had attended a Community Events Advisory Committee meeting recently. (The Committee holds their meetings at the Backdraft Bar and Grill at 4:30 pm on the last Monday of

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each month as previously approved by Council and advertised.) The resident was concerned with the place and time of the meetings and said that a member of the committee was consuming alcohol during the meeting. The resident asked that this committee be held to the same standards as other Borough boards and committees.

**M-25** *Mr. Egger made a motion to approve a location and time change for the Community Events Advisory Committee meetings; second by Mrs. Brown. After a lengthy discussion amongst all of Council, Mr. Egger rescinded his motion. Mrs. Brown rescinded her second of the motion.*

Council continued the discussion of the meeting time and location. Mrs. Wagner confirmed that there is no ordinance prohibiting the meetings being held at the Backdraft, since it is open to the public. Mr. Dee suggested that Council discuss this topic next month so that everyone has a chance to think about the issue and make a decision not based on emotion and allow for a calming down of any flared tempers on the subject. Council agreed and will continue this at the February Agenda Meeting.

### **MOTION TO ADJOURN**

**M-26** *Mrs. Conley made a motion to adjourn; second by Mrs. Boyer. Upon vote, the motion passed unanimously.*

Respectively submitted,  
BOROUGH OF BALDWIN

Robert T. Firek  
Borough Manager