

REGULAR MEETING MINUTES OF January 18, 2022

The Regular Meeting of the Borough of Baldwin Council was called to order by Vice President Marianne Conley at 7:30 p.m. on Tuesday, January 18, 2022.

The invocation was done by Mr. Behers and the following Council and staff answered to roll call:

Mrs. Patty Boyer
Mr. James Behers
Mr. Raymond Dee
Mrs. Denise Maiden
Mrs. Erin Brown
Mrs. Marianne Conley, Vice-President
Mr. John Egger, President (via phone)
Mr. David Depretis, Mayor
Mr. Jason Stanton, Engineer
Mrs. Ashley Wagner, Solicitor
Mrs. Diana Behers – Treasurer (not in attendance)
Mr. Robert Firek, Borough Manager
Chief Tony Cortazzo

APPROVAL OF MEETING MINUTES

Mrs. Conley asked for the following approval of Council Meeting Minutes:

M-1 *Mrs. Maiden made a motion to approve the Agenda Meeting Minutes of December 14, 2021; second by Mr. Behers. Upon vote, motion passed unanimously.*

M-2 *Mrs. Maiden made a motion to approve the Regular Meeting Minutes of December 21, 2021; second by Mr. Behers. Upon vote, motion passed unanimously.*

Mrs. Conley asked if there were any corrections or additions on the motion. There were none.

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

Mrs. Conley asked the audience if they would like to address Council on anything that is on the agenda. If so, they should come forward and state their name and address for the record. No one asked to speak.

ENGINEER'S REPORT

Mr. Stanton previously submitted the Monthly Engineers Report to Council at the Agenda meeting and had summarized the activity for the month. Mr. Stanton asked for the following motions:

REGULAR MEETING MINUTES OF January 18, 2022

M-3 *Mrs. Maiden made a motion to approve Partial Payment No. 5 (final) in the amount of \$3,338.65, to A. Liberoni, Inc. for Contract No. 21-R02 (2021 Liquid Fuels Project) per the recommendation of the Borough Engineer. Second by Mrs. Boyer. Upon vote, motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were none.

M-4 *Mrs. Boyer made a motion to approve Partial Payment No. 6 in the amount of \$12,591.86, to A. Liberoni, Inc. for Contract No. 21-R01 (2021 General Fund, Roadway and Storm Sewer Project) per the recommendation of the Borough Engineer. Second by Mrs. Maiden. Upon vote, motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were none.

M-5 *Mrs. Boyer made a motion to award Contract No. 21-S1, Blossom Hill/Rear Charlotte Sanitary Sewer Repairs, to Sefanik's Next Generation Contracting Co. Inc., in the total amount of \$129,800.00. Second by Mrs. Maiden. Upon vote, the motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were none.

M-6 *Mrs. Maiden made a motion to award Contract No. 21-MB1 (Re-Bid), General Construction Base Bid and Add Alternate Nos. 1,2 and 3 to Grahamboys LLC d/b/a Graham Construction in the total amount of \$426,256.00. Second by Mrs. Boyer. Upon vote, the motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were none.

M-7 *Mrs. Maiden made a motion to award Contract No. 21-MB2 (Re-Bid), Plumbing Construction Base Bid and Add Alternate No. 1 to Reno Bros., Inc. in the total amount of \$50,909.00. Second by Mrs. Boyer. Upon vote, the motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were none.

REGULAR MEETING MINUTES OF January 18, 2022

M-8 *Mrs. Maiden made a motion to award Contract No. 21-MB3 (Re-Bid), Electrical Construction Base Bid and Add Alternate Nos. 1,2 and 3 to Allegheny City Electric, Inc. in the total amount of \$102,950.00. Second by Mrs. Boyer. Upon vote, the motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were none.

M-9 *Mrs. Maiden made a motion to award Contract No. 21-MB4 (Re-Bid), Mechanical Construction Base Bid and Add Alternate No. 1 to R&B Mechanical, Inc. in the total amount of \$68,500.00. Second by Mrs. Boyer. Upon vote, the motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were none.

Mrs. Conley asked the Engineer to clarify the reason for the re-bid. Mr. Stanton stated that original bids received during initial bid process were too high and therefore rejected. Contracts were put out for rebid once construction/material costs decreased.

SOLICITOR' S REPORT

Mrs. Wagner gave her Solicitor's Report last week but clarified that amending civil service rules can be done as a resolution instead of an ordinance.

Mrs. Conley asked if there were any questions for the Solicitor. None were asked.

MAYOR'S REPORT

The Mayor provided information from the Police Monthly Activity report from December 2021:

Calls to Police: 755 calls
Fees collected: \$592.00
Arrest Totals: 32
Citations/tags: 23
Total Calls to Police for 2021: 6,164

Mrs. Conley asked if there were any questions on the Mayor's report. None were asked.

REGULAR MEETING MINUTES OF January 18, 2022

ADMINISTRATION

Mr. Firek presented his Manager's Report last week.

Mr. Firek had the following motions tonight for Council's consideration:

M-10 *Mrs. Boyer made a motion to approve Partial Payment No. 1 in the amount of \$59,655.16 to A. Liberoni, Inc. for Contract No. 21-01 (Elm Leaf Park Ph. III) per the recommendation of HRG Engineering. Second by Mrs. Maiden. Upon vote, motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were None.

M-11 *Mrs. Boyer made a motion to advertise and first reading of **proposed Ordinance No. 920** updating Ordinance 840 updating certain provisions of the Baldwin Borough's Service Employees Pension Plan. Second by Mrs. Maiden. Upon vote, motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were None.

M-12 *Mrs. Boyer made a motion to advertise for a public hearing at the February 15, 2022 Council Meeting for the **proposed Ordinance No. 921** Amendment of the Route 51 Streetscape Enhancement Overlay District. Second by Mrs. Maiden. Upon vote, motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were None.

M-13 *Mrs. Boyer made a motion to adopt **Resolution No. 2022-01-02** Appointing a Representative and Alternate to the SHACOG Franchising Authority Board. Second by Mrs. Maiden. Upon vote, motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were None.

M-14 *Mrs. Boyer made a motion to adopt **Resolution No. 2022-01-03** Appointing a Representative and Alternate to the SHACOG Joint Rate Review Board. Second by Mrs. Maiden. Upon vote, motion passed unanimously.*

REGULAR MEETING MINUTES OF January 18, 2022

Mrs. Conley asked if there were any questions or discussion on this motion. There were None.

M-15 *Mrs. Boyer made a motion to adopt **Resolution No. 2022-01-04** Approving of the Police Civil Service Rules and Regulation and Authorizing Execution of said Rules and Regulations. Second by Mrs. Maiden. Upon vote, motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were None.

M-16 *Mrs. Boyer made a motion to advertise the Amended Pollutant Reduction Plan (PRP) to hold Public Comment at the February 15, 2022 Council Meeting. Second by Mrs. Maiden. Upon vote, motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. None were asked.

Mrs. Conley asked if there were any questions for the Manager. None were asked.

FINANCE

Mrs. Maiden said the Monthly Financial Reports were provided to Council the previous week. She asked Council to consider the following motions:

M-17 *Mrs. Maiden made a motion to accept the Treasurer's Report for December 2021. Second by Mrs. Boyer. Upon Vote, the motion passed unanimously.*

M-18 *Mrs. Maiden made a motion to Ratify Bills in the amount of \$1,254,021.85 and approve bills in the amount of \$797,972.82 for a total of \$2,051,994.67. Second by Mrs. Boyer. Upon vote, motion passed unanimously.*

Mrs. Conley asked if there were any questions for Mrs. Maiden. There were None.

PUBLIC WORKS

Mr. Dee thanked public works crews for their response to the recent snow event. He then provided an overview of the monthly report.

Mrs. Conley asked if anyone had any questions regarding the report. None were asked.

PARKS AND RECREATION

REGULAR MEETING MINUTES OF January 18, 2022

Mrs. Boyer provided the January Monthly Blanket List for Council.

M-19 *Mrs. Boyer asked for a motion to approve the January Blanket List. Second by Mrs. Maiden. Upon vote, motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were None.

Mrs. Conley asked if there were any questions for Mrs. Boyer. None were asked.

ZONING & PLANNING

Mrs. Brown gave her report last week.

Mrs. Brown had the following motions tonight for Council's consideration:

M-20 *Mrs. Brown made a motion to approve the Vier Fisch Consolidation Plan per the recommendation of the Planning Commission and contingent upon addressing the outstanding comments in LSSE's letter dated December 28, 2021. Second by Mrs. Boyer. Upon vote, motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussions on this motion. None were asked.

M-21 *Mrs. Brown made a motion to approve the Coen Markets Preliminary and Final Land Development per the recommendation of the Planning Commission and contingent upon addressing outstanding comments in LSSE's letter dated January 7, 2022. Second by Mrs. Maiden. Upon vote, the motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussions on this motion. None were asked.

Mrs. Conley asked if there were any questions for Mrs. Brown. None were asked.

PUBLIC SAFETY

Mr. Behers read the following Activity Reports for BEMS and the Volunteer Fire Departments with the following calls/incidents and response times:

	Calls/Incidents:	Avg. Response Time:
BEMS	310	7.00 minutes

REGULAR MEETING MINUTES OF January 18, 2022

	3,480 (2021 total)	7.03 minutes (2021 average)
Option Fire	46	5.35 minutes
Baldwin #105	24 (November 2021)	3.04 minutes
	25 (December 2021)	9.03 minutes
	379 (2021 total)	7.58 minutes (2021 average)
SBVFC	30	7.52 minutes

Mrs. Conley asked if anyone had any questions for Mr. Behers. No questions were asked, but a comment was made by Mr. Dee extending his thank you to fire companies and EMS for their round the clock coverage through the snow event.

PERSONNEL

Mrs. Conley had the following motions for tonight:

M-22 *Mrs. Conley made a motion to approve a 2-year contract with Robert Firek, the Borough Manager, which will expire on January 16, 2024. Second by Mrs. Maiden. Upon vote, motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were None.

M-23 *Mrs. Conley made a motion to approve a 2-year contract with Tony Cortazzo, the Chief of Police, which will expire on January 16, 2024. Second by Mrs. Maiden. Upon vote, motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were None.

M-24 *Mrs. Conley made a motion to approve a 2-year contract with Keith Hagan, the Deputy Chief of Police, which will expire on January 16, 2024. Second by Mr. Egger. Upon vote, motion passed unanimously.*

Mrs. Conley asked if there were any questions or discussion on this motion. There were None.

Mrs. Conley asked if there were any questions for her. There were None.

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

REGULAR MEETING MINUTES OF January 18, 2022

Richard Newbold – 3179 Churchview Ave. – Mr. Newbold expressed the need for a guardrail to be installed on Walton Rd., where it borders the backyards of homes 3179-3183 Churchview Ave. He said there have been 7 instances of cars leaving Walton Rd. over the past ten years and colliding with the back of their homes, the most recent happening a few days ago. Chief Cortazzo said he was pulling data on car accidents in that area and he will work with Robert Firek and Randy Lubin and will be in contact.

Tom Higgins – 30 Gensler Rd. – He spoke about issues from Walton Rd. (McCluskey's property) and invited members of council to come to Gensler Rd. to see for themselves what is going on. Mr. Higgins asked what has been done to date by council with this issue. He discussed flooding issues with multiple neighbors and trees that were removed from properties on Gensler Rd. He is upset that a commercial business seems to be operating from a residential property.

Mark Frankenfield – 154 Brailer Ct. - His backyard faces Walton Rd. He asked how the McClusky property is zoned. Robert Firek replied that it is zoned as a residential property. Mr. Frankenfield said that machinery noise is being made all through the night and day. He has seen Tri-Axle trucks in and out of the property and questioned if the roads can handle the weight. He said that water is leeching onto Gensler Ave. causing an ice problem where children wait for the school bus. He is unable to enjoy the outside of his home due to constant noise issues. He provided photos to council of the changes to the landscape due to tree removal and changes in grading due to dumping. Robert Firek let Mr. Frankenfield know that Allegheny County Conservation District was going to be at the Walton Rd. property in question with Borough code enforcement on January 19, 2022 at 9:00 am. Mr. Frankenfield asked how the trucks on Mr. McCluskey's property were being fueled and questioned if there is a diesel tank on site. He is also concerned about a construction road entrance that Mr. McCluskey wants to put on his property at Glass Run Rd. Robert Firek replied that Glass Run Rd. is a state roadway, and the Borough would be notified by the state should he apply for a driveway permit. Mr. Frankenfield is also concerned about a large garage that Mr. McClusky wants to build on his Walton Rd. property and Robert Firek advised Mr. Frankenfield that the matter will be discussed at the next Zoning Hearing Board Meeting being held January 20, 2022.

Jim Conley – 143 Brailer Ct. – Mr. Conley called police at 4 am. over the weekend (date not specified) due to a loud bang that occurred on Mr. McCluskey's Walton Rd. property that woke him out of his sleep. He has seen Tri-Axle truck tracks in the snow leading to the property and also expressed concerns over a truck that large hitting into a home when there is ice on the roads.

REGULAR MEETING MINUTES OF January 18, 2022

Candace Snyder – 54 Gensler Rd. – She has a pump installed which runs constantly, even when it has not rained due to excess water coming from the McCluskey property on Walton Rd. She said with the number of trees that have been removed, the landscape of the area has been ruined. She expressed concerns over the 5G tower being installed due to dangerous levels of radiation. Ms. Snyder asked who gave permission to install the tower. Robert Firek replied that the Borough does not have the ability nor is there a mechanism requiring approval by the utilities for changes/additions with equipment made or placed on existing poles.

NEW BUSINESS

There was no new business discussed.

EXECUTIVE SESSION

M-25 *Mrs. Maiden made the motion to adjourn to executive session. Second by Mr. Behers. Upon vote, motion passed unanimously.*

MOTION TO ADJOURN

M-26 *Mr. Egger made a motion to adjourn the meeting. Second by Mr. Behers. Upon vote, the motion was passed unanimously.*

Respectively submitted,
BOROUGH OF BALDWIN

Robert T. Firek
Borough Manager