

EDGEWORTH BOROUGH COUNCIL  
REGULAR MEETING MINUTES  
April 16, 2019

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MEETING was called to order at 7:00 p.m. with Council President Joseph T. Hoepp presiding and the following members of Council and officials of the Borough present: Mr. Joseph T. Hoepp, Mr. David T. Aloe, Mr. Ivan T. Hofmann, Mrs. Elizabeth H. Genter, Mr. Gregory Marlovits, Ms. Carrie A. Duffield, Mayor Gary L. Smith, Borough Manager John F. Schwend, and Mr. Brendan Lucas, Esq., representing the Borough Solicitor.

MINUTES of the Regular Meeting held on March 19, 2019 were presented to Council. After some discussion, a motion was made by Mr. Aloe with a second by Mr. Hofmann to approve the Regular Meeting Minutes from March 19, 2019. All present voted unanimously in favor of the motion.

TREASURER'S REPORT for the month of March 2019 was presented to Council. After review and discussion, this report was ordered received and filed.

INVESTMENT REPORT as of April 16, 2019 was presented to Council. After review and discussion, this report was ordered received and filed.

FINANCIAL REPORT for the month of March 2019 was presented to Council. After review and discussion, this report was ordered received and filed.

BILLS PAYABLE for the month of March 2019 were presented to Council as follows: General Expenditures, in the amount of \$229,252.71 and Scheduled Expenditures, in the amount of \$7,976.68 were presented to Council as per the following list.

Scheduled Expenditures Account

6336	Barker, Shirley	Retainer Fee Refund	\$235.00
6337	Fouss, Mr. and Mrs. Mark	Retainer Fee Refund	\$1,025.50
6338	Garvin Boward Beitko	Geotechnical Fees-Curran	\$358.60
6339	Lennon Smith Souleret	Engineering Fees	\$4,551.68
6340	Sewickley Academy	Retainer Fee Refund	\$181.40
6341	Scherbel, Margaret	Retainer Fee Refund	\$154.50
6342	Tall Timber Tree Experts	Stump Removal	\$1,470.00

After some discussion, a motion was made by Mr. Hofmann with a second by Mr. Aloe that a voucher be drawn on the General Account in the amount of \$229,252.71, and a voucher be drawn on the Scheduled Expenditures Account in the amount of \$7,976.68. The motion was unanimously carried by all members in attendance.

TAX COLLECTOR'S REPORT for the month of March 2019 was presented to Council. After some review and discussion, this report was ordered received and filed.

DISTRICT JUSTICE REPORT for the month of March 2019 was presented to Council. District Justice Robert L. Ford, for District Court No. 05-03-02, reported remitting fines in the amount of \$1,084.34 to the Borough for the month. After review and discussion this report was ordered received and filed.

POLICE REPORT for the month of March 2019 was presented to Council. Chief English highlighted the importance of being aware of potential phone scams and fraudulent activity. Mr. Aloe commended the actions of all police officers for their timely response to calls, and respectfulness to all residents. He also commended Officer Paul Yonlisky for his efforts to save the life of an East Drive resident. After further review and discussion, the report was ordered received and filed.

FIRE REPORT for the month of March 2019 was presented to Council. After review and discussion this report was ordered received and filed.

PUBLIC WORKS REPORT for the month of March 2019 was presented to Council. After review and discussion this report was ordered received and filed.

BUILDING PERMIT AND ZONING PERMIT REPORTS for the month of March 2019 were presented to Council. Mr. Schwend gave a summary of the results of the Zoning Hearing Board on April 1, 2019. Council reiterated their deep concern over the number of approved variances throughout the Borough. Council highlighted the importance of the zoning ordinance to maintain community standards. Council directed Mr. Schwend to prepare statistics regarding variances granted over the last two years and convey this information to the Zoning Hearing Board in the form of a letter. After further discussion, these reports were ordered received and filed.

MS4 UPDATE AND PUBLIC PARTICIPATION: President Hoepf opened the floor for public comment on the topic of stormwater by reviewing the March 2019 MS4 report. With there being no further input, the report was ordered received and filed.

QVCOG EXECUTIVE DIRECTOR'S REPORT: for the month of March 2019 was presented to Council.

CORRESPONDENCE:

- A. Minutes from the Edgeworth Municipal Authority were received.
- B. Minutes from the Leetsdale Municipal Authority were received.
- C. Correspondence was received from Arbor Day Foundation granting the Tree City award to the Borough for our continued commitment to tree care. Council expressed their congratulations.
- D. Correspondence was received from Mrs. Christian Stampfel regarding trash receptacles for dog waste on Woodland Road. Mrs. Stampfel shared that people walking their dogs on the road leave behind bags of waste in her yard and she requested that a solution be found. Mrs. Genter suggested placing bag dispensers with small receptacles on telephone poles. As a resident of Woodland Road, Mr. Hofmann stated that he would not be in favor of the Borough placing such receptacles in front of his or his neighbors' property. Ms. Duffield expressed similar concern over using tax dollars to fund such a project. Chief English stated that leaving dog waste behind is a violation of the state littering law, and the violators can be cited. He stated he would direct his officers to be aware of this situation. After further discussion, Mr. Schwend was directed to contact Mrs. Stampfel to give suggestions regarding a solution to the problem.

RECOGNITION OF VISITORS CONCERNING NON-AGENDA ITEMS:

No visitors were in attendance.

OLD BUSINESS:

DISCUSSION OF OIL AND GAS ORDINANCE REVIEW: Ms. Duffield stated that the Property Committee began discussion and analysis of current ordinances and is reviewing opportunities to strengthen language surrounding oil and gas drilling with the assistance of the Borough Solicitor.

RESULTS OF THE MARCH 30, 2019 RECYCLING EVENT: Administrative Assistant Ellen DeWeese gave a brief overview of the glass recycling event, and stated that the next event will be held on April 27, 2019 in Avalon Borough. Council expressed their desire for a permanent solution, and directed the administrative staff to continue searching for a ways to recycle glass throughout the Borough.

NEW BUSINESS:

ACTION REGARDING RESOLUTION 2019-01 ESTABLISHING A PROCEDURE FOR THE SALE OR DISPOSAL OF SURPLUS PROPERTY OF LESS THAN \$2,000: Mr. Schwend explained that the current process for disposing of property that is no longer used or needed is to place it on an online auction site with minimal results, or to place it in storage. Mr. Schwend stated that the Pennsylvania Borough Code allows for municipalities to dispose of property assessed at fair market value under \$2,000 without prior approval from Council. This resolution establishes that the Borough Manager shall provide a memorandum stating the property sold, the basis for the fair market assessment, the purchaser of the property, and the date of the sale. A motion was made by Mr. Hofmann with a second from Mrs. Genter to pass Resolution 2019-01. All in attendance voted in favor of the motion.

ACTION CONCERNING AWARD OF CONTRACT NO. 19-R01 2019 ROADWAY IMPROVEMENT PROJECT: Mr. Schwend stated that six contractors requested bid proposal forms, and three base bids were received from Mele & Mele & Sons, Inc. in the amount of \$321,165.00, Youngblood Paving, Inc. in the amount of \$345,425.00, and Shields Asphalt Paving, Inc. in the amount of \$352,091.62. Two alternate bid amounts were also received for paving additional portions of Beaver Road and Academy Avenue. Members of Council inquired about paving Edgeworth's portion of Academy Avenue, and whether Sewickley Borough was in agreement to pave the other half, and Mr. Schwend stated that tentatively they were. A motion was made by Mr. Hofmann with a second from Mr. Aloe to award Contract No. 19-R01 to Mele & Mele & Sons, Inc. in the base amount of \$321,165.00, and to add the first alternate in the amount of \$80,095.00, and to conditionally add the second alternate in the amount of \$91,408.00 upon agreement from Sewickley Borough. All present voted in favor of the motion.

OTHER BUSINESS:

PROPERTY COMMITTEE – WOODLAND SWIM CLUB AGREEMENT: Ms. Duffield stated that the Property Committee spoke with the President and the Attorney of the Woodland Swim Club regarding the encroachment of their pool deck onto Borough owned property. Mr. Schwend stated that the previous agreement approved by Council was rejected by the Swim Club, and upon discussion with the Solicitor further changes were proposed. The latest draft agreement from the Swim Club includes indemnification language and an agreement to properly maintain trees on the Borough's property. Mr. Aloe stated that the Borough property must be described in the Swim Club insurance policy to eliminate liability on the encroaching property. Ms. Duffield stated that the Property Committee would be in further discussion with Woodland Swim Club regarding the agreement.

There being no further business, the meeting on motion duly made and seconded was adjourned at 8:27 p.m.

John F. Schwend – Borough Manager