

EDGEWORTH BOROUGH COUNCIL  
REGULAR MEETING MINUTES  
June 15, 2021

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MEETING was called to order at 7:00 p.m. with Council Vice President David T. Aloe presiding and the following members of Council and officials of the Borough present: Mr. David T. Aloe, Mr. Ivan T. Hofmann, Ms. Carrie A. Morris, Mr. Gregory J. Marlovits, Mr. Daniel S. Wilson, 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 May 18, 2021 were presented to Council. After discussion, a motion was made by Mr. Wilson with a second by Mr. Hofmann to approve the Regular Meeting Minutes from May 18, 2021. All present voted unanimously in favor of the motion.

TREASURER'S REPORT for the month of May 2021 was presented to Council. After review and discussion, this report was ordered received and filed.

INVESTMENT REPORT as of June 15, 2021 was presented to Council. After review and discussion, this report was ordered received and filed.

FINANCIAL REPORT for the month of May 2021 was presented to Council. After review and discussion, this report was ordered received and filed.

BILLS PAYABLE for the month of June 2021 were presented to Council as follows: General Expenditures, in the amount of \$188,677.24 and Scheduled Expenditures, in the amount of \$51,182.38 were presented to Council as per the following list.

Scheduled Expenditures Account

6491	Allegheny Goatscape	Goat Deposit	\$550.00
6492	Belson Outdoors	Memorial Bench	\$1,076.50
6493	Robert Crusan	Arborist Fees	\$7,125.00
6494	Davey Tree Company	Tree Removals	\$540.00
6495	Edgeworth Water Authority	Roadway Improvements	\$4,500.00
6496	Eisler Nurseries	Tree Plantings	\$696.00
6497	Forsite	Street Sign Brackets	\$735.00
6498	Garvin Boward Beitko	Engineering Fees	\$1,116.20
6499	Home Depot	Sign Post Install Materials	\$343.68
6500	Whitmoyer Ford	2021 Police Vehicle	\$34,500.00

After some discussion, a motion was made by Mr. Hofmann with a second by Mr. Wilson that a voucher be drawn on the General Account in the amount of \$188,677.24, and a voucher be drawn on the Scheduled Expenditures Account in the amount of \$51,182.38. The motion was unanimously carried by all members in attendance.

TAX COLLECTOR'S REPORT for the month of May 2021 was presented to Council. After some review and discussion, this report was ordered received and filed.

DISTRICT JUSTICE REPORT for the month of May 2021 was presented to Council. District Justice Robert L. Ford, for District Court No. 05-03-02, reported remitting fines in the amount of

\$1,205.98 to the Borough for the month. After review and discussion this report was ordered received and filed.

POLICE REPORT for the month of May 2021 was presented to Council. Chief English discussed updates related to the Allegheny County Citizens Review Board, and stated that language within the ordinance passed by Allegheny County Council insinuates that municipalities are required to participate. Mr. Lucas stated that the language would be reviewed for accuracy. After review and discussion, this report was ordered received and filed.

FIRE REPORT for the month of May 2021 was presented to Council. After review and discussion, this report was ordered received and filed.

PUBLIC WORKS REPORT for the month of May 2021 was presented to Council. After discussion, this report was ordered received and filed.

BUILDING PERMIT AND ZONING PERMIT REPORTS for the month of May 2021 were presented to Council. After review and discussion, these reports were ordered received and filed.

MS4 UPDATE AND PUBLIC PARTICIPATION: Vice-President Aloe opened the floor for public comment on the topic of stormwater by reviewing the May 2021 MS4 report. After discussion, the report was ordered received and filed.

CORRESPONDENCE:

- A. Minutes from the Edgeworth Municipal Authority were received.
- B. Minutes from the Leetsdale Municipal Authority were received.
- C. Public Hearing Notice from Leet Township regarding the Quaker Valley School District's request for a special exception to the zoning ordinance was received.
- D. Correspondence was received from Ms. Cindy Hilliard regarding parking on Chestnut Road. Ms. Hilliard is the owner of Hair Symmetry II, and expressed frustration with a non-customer parking in front of her salon for extended periods of time. She is requesting that the Borough consider placing a two hour parking sign during business hours in front of her salon. After brief discussion, Mr. Aloe directed Chief English and the Police Department to look into the matter.

Mr. Schwend stated that Mr. Vincent Delie of 616 East Drive contacted him to express concern over the recent road paving completed by the Edgeworth Water Authority's contractor after their pipe replacement. Mr. Delie's correspondence stated that only half of East Drive was repaved, and referenced significant damage to the curb due to heavy equipment and trucks parking on the curb area. Mr. Schwend explained that due to the age of the road, the Authority is not required to repave the street from curb to curb. Additionally, the Borough came to an agreement with the Authority to repave one lane with the expense split between both parties. Mr. Hofmann suggested receiving a cost estimate to have the Authority repave the other half of East Drive, or including it as part of the Borough's 2021 Roadway Improvement Program. Mr. Marlovits agreed, and stated that the road should be fully repaved to maintain overall condition. Ms. Morris stated that Mr. Delie and any other affected property owners could take a personal cause of action against the Authority. Mr. Lucas stated that the Borough could attempt to negotiate the paving cost with the Authority to rectify the situation. After further discussion, Mr. Schwend stated that he would contact the Authority to discuss paving options.

RECOGNITION OF VISITORS CONCERNING NON-AGENDA ITEMS:

Mr. William Lang            617 Maple Lane

OLD BUSINESS:

PROPERTY COMMITTEE UPDATE REGARDING SIDEWALK REPAIRS AND WIRELESS COMMUNICATION FACILITIES DRAFT ORDINANCE:

Ms. Morris stated that the Property Committee recently met to discuss the sidewalk repair program, and came to a consensus not to change the process for this year, but to revisit the matter in 2022. Ms. Morris explained that since slabs are already marked and some residents have begun repairs, it would not be equitable to change the process at this time. Mr. Wilson and Mr. Marlovits recommended to consider having the Borough take financial responsibility for sidewalk damage due to street trees when the matter is discussed again in the future. After brief discussion, Council agreed to revisit the matter in 2022. Additionally, Mr. Morris stated that the committee finalized the gas resources development ordinance and the wireless communications facilities ordinance. Mr. Schwend explained that comments were received from Allegheny County Planning Division, with no recommended changes to the gas resources development ordinance, but suggesting modifications to the timeline and fee structure outlined in the draft wireless communications ordinance. However, upon recommendation from the Cohen Law Group who assisted the Borough in updating the wireless communications ordinance, the Committee determined that no modifications were necessary. After discussion, a motion was made by Ms. Morris with a second from Mr. Aloe to advertise both the gas resources development ordinance and the wireless communications facilities ordinance in the paper of record. All present voted in favor of the motion.

NEW BUSINESS:

ACTION CONCERNING AWARD OF CONTRACT NO. 21-S1 CONTRACT A AND B – POIA

ROAD SEWER IMPROVEMENTS: Mr. Schwend stated that bids were received for both a lining option and full replacement option for the sanitary sewer beneath Poia Road. Three bids were received for line replacement, one from Jet Jack, Inc. in the amount of \$306,800.00, one from Stefaniks NGCC in the amount of \$343,435.00, and one from S.E.T. Inc. in the amount of \$347,869.10. One bid was received for sewer lining, from Jet Jack Inc. in the amount of \$199,835.00. Mr. Schwend explained that upon further evaluation of the sewer, it was determined that lining the existing pipe is not feasible due to its current condition, including gas and water lines protruding through the pipe and flattening in some areas. He also stated that the line undergoes repairs as needed, including approximately four repairs completed by the Public Works crew in the last seven years. Mr. Aloe asked about the timeline of the project with respect to the residents' desire to pave the road. Mr. Schwend stated that the Borough can pursue its own timeline, and attempt to negotiate with the residents regarding paving and restoration. After further discussion, a motion was made by Mr. Hofmann with a second from Mr. Marlovits to award Contract No. 21-S1 B to Jet Jack Inc. in the amount of \$306,800.00 to replace the sanitary sewer line beneath Poia Road, and to authorize the Borough Manager to discuss trench restoration options with the Poia Road residents. All present voted in favor of the motion.

ACTION CONCERNING AWARD OF CONTRACT NO. 21-SW01 – 2021 CONCRETE SIDEWALK AND CURB SPOT REPAIRS:

Mr. Schwend stated that two bids were received for sidewalk repair and replacement throughout the Borough, one from N&N Landscaping and one from Penn Landscape and Cement. N&N Landscaping was the apparent low bidder in all categories listed, however the Borough Engineer was still reviewing both bids for completeness. Mr. Hofmann asked whether grinding was an option provided, and Mr. Schwend stated that it was. Mr. Schwend explained that N&N Landscaping is an unfamiliar contractor, and the Borough will discuss the process with the contractor prior to work commencing. After brief discussion, a motion was made by Mr. Hofmann with a second from Ms. Morris to award Contract No. 21-SW-01 – 2021 Concrete Sidewalk and Curb Spot Repairs to N&N Landscaping. All present voted in favor of the motion.

ACTION CONCERNING ORDINANCE 554 – AMENDING THE POLICE PENSION PLAN: Mr. Schwend stated that this ordinance amends the current police pension plan to allow for early retirement with an actuarially reduced pension benefit. After brief discussion a motion was made by Mr. Wilson with a second from Mr. Marlovits to take a roll call vote to adopt Ordinance 554 – Amending the Police Pension Plan. A roll call vote was taken, and all members voted unanimously in favor.

ACTION CONCERNING AMENDMENT OF CIVIL SERVICE RULES: Mr. Schwend stated that the Civil Service Commission recently met to review and recommend changes to the Civil Service Rules, regarding promotions for the positions of Police Chief and Sergeant. After brief discussion, a motion was made by Mr. Wilson with a second from Mr. Hofmann to adopt the amended Civil Service Rules. All present voted in favor of the motion.

OTHER BUSINESS:

Administrative Assistant Ellen DeWeese stated that the Fourth of July holiday is quickly approaching, and asked whether Council was interested in hosting the Bike Parade again this year. Ms. Morris stated that she would be happy to organize the event that day, while Mr. Hofmann and Mr. Wilson stated that they would donate water and cookies to the participants. Mr. Aloe stated that Cochran Hose Co. would gladly escort the bikers around town as well. After brief discussion, Ms. DeWeese thanked Council for their enthusiasm, and stated she would begin advertising the parade.

EXECUTIVE SESSION: Council entered executive session to discuss a personnel matter at 7:55 p.m. and returned to regular session at 8:15 p.m.

There being no further business, the meeting on motion duly made and seconded was adjourned at 8:16 p.m.

John F. Schwend – Borough Manager