
Minutes of the Borough Council Zelienople, PA

4/12/2021

7:30 PM Council-Regular

MasterID:

693

The April 12, 2021 Council Meeting of the Zelienople Borough Council was called to order at 7:32 PM by Council President Allen Bayer in the Council Chambers located at 111 W New Castle St., Zelienople PA 16063. This meeting was held in a limited in-person environment as well as remotely through the WebEx technology due to the coronavirus pandemic situation and to comply with the Governors order to limit in person public meetings. It still complied with all rules of advertisement and the public had access to the meeting and was able to participate. In-person attendance were Council Members Allen Bayer, Andrew Mathew III, Mary Hess, Gregg Semel, and Doug Foyle. Council members Ralph Geis and Marietta Reeb and Mayor Tom Oliverio were not present.

Also, in attendance were Borough Manager Donald Pepe and Police Chief James Miller. Attending remotely were Public Works Director Chad Garland, Code and Zoning Officer Shelly Kaltenbaugh, and Borough Engineer Tom Thompson.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Don Pepe.

VISITORS

Attending in person were Angela Dawson, Bill Dawson, and Daniel Karns,

PUBLIC COMMENT:

Angela Dawson thanked the Borough Council and Borough Staff for their support of the business community through the years but especially in 2020.

CONSENT AGENDA:

A motion was made by Mr. Mathew, second by Mr. Foyle to approve:

- Minutes of the March 29, 2021 Council Meeting
- Transfer of Funds, \$150,000.00 from the Electric Fund to the General Fund, if needed.

Motion carried 5-0.

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OLD BUSINESS:

CONSIDER REAPPOINTING GREGG SEMEL TO CONTINUE AS A BOROUGH REPRESENTATIVE ON THE ZELIENOPE AIRPORT AUTHORITY BOARD

A motion was made by Mr. Semel, seconded by Mrs. Hess to reappoint Gregg Semel as a member of the Airport Authority Board for another term of Five (5) years from 12/31/20 to 12/31/25.

Motion carried 5-0.

CONSIDER REAPPOINTING PAUL KREMER TO CONTINUE AS A BOROUGH REPRESENTATIVE ON THE WESTERN BUTLER COUNTY AUTHORITY (WBCA) BOARD

A motion was made by Mr. Foyle, seconded by Mr. Mathew to reappoint Paul Kremer as a member of the Western Butler County Authority (WBCA) Board for another term of Five (5) years from 12/31/20 to 12/31/25.

Motion carried 5-0.

CONSIDER REAPPOINTING GREG YOUNG TO CONTINUE AS A MEMBER OF THE ZELIENOPE PLANNING COMMISSION

A motion was made by Mrs. Hess, seconded by Mr. Semel to reappoint Greg Young as a member of the Zelienople Planning Commission for another term of Four (4) years from 12/31/20 to 12/31/24.

Motion carried 5-0.

NEW BUSINESS:

CONSIDER ACCEPTANCE OF THE BILLS TO BE PAID FOR THE MONTH OF APRIL IN THE AMOUNT OF \$634,523.41

A motion was made by Mr. Semel, seconded by Mrs. Hess to accept and approve the "Bills to Be Paid" report for April in the amount of \$634,523.41.

Motion carried 5-0.

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CONSIDER AUTHORIZATION FOR SUBMITTING A GENERAL PERMIT (GP-5) STREAM CROSSING PERMIT APPLICATION FOR MARKET STREET

A motion was made by Mr. Mathew, seconded by Mrs. Hess to proceed with submitting a General Permit (GP-5) Stream Crossing permit application for Market Street and payment of the \$500 permit fee.

Motion carried 5-0.

CONSIDERATION OF THE REQUEST BY THE SHU-BREW PUB FOR THE PLACEMENT OF OUTSIDE SEATING AND CURBSIDE PICK UP SPACE

There are two separate requests in this item, and they will be addressed individually.

A motion was made by Mr. Mathew, seconded by Mr. Semel to approve the request of Shu-Brew Pub for the placement of outdoor seating at their establishment located at 205 S. Main Street between April 1, 2021 and November 30, 2021, weather permitting, with the following conditions:

- Only four (4) 2X2 tables located directly outside the establishment in the sidewalk area, outside the front door entrance to the shop. This includes permission for up to two (2) chairs per table.
- Placement of the tables & chairs will be maintained to ensure that they do not pose an impediment to pedestrians utilizing the sidewalk and the Borough will determine if there is any impediment. If so, then this approval can be revoked.
- The tables and chairs are required to be stacked neatly against the building when the business is closed. They are to be completely removed after November 30, 2021.
- Tables will not be used for any full service, but rather for patrons to consume items purchased inside at the counter.
- This use is permitted from April 1, 2021 through November 30, 2021 weather permitting. Any snowy or icy road or street conditions will obviously require this use to be terminated for the year. A request for any additional time extension would need to be again submitted to the Council.
- This request is for 2021 and must be requested annually prior to the intended start date.
- All trash pickup from the outside tables is the responsibility of the business operation.
- Provide the Borough with a drawing for the tables and planter to see if there will be appropriate sidewalk access.

Motion carried 5-0.

A motion was made by Mr. Foyle, seconded by Mr. Semel to deny the request for designated short term parking space reserved for curbside pickup in front of the business. These will not be approved for any location within the Main Street area. Reason being that the borough was liberal to allow such things during the pandemic, but with the pandemic winding down, adequate close parking and normal business operations taking hold, there is no need for this special request to take valuable parking

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spaces out of operation in the Main Street corridor. The business owner can still place an approved curbside pickup sign but there will not be a guaranteed space blocked off by cones or any other means for such pickup.

Motion carried 5-0.

CONSIDERATION OF THE REQUEST BY THE GENERAL SHU'S CHINESE FOOD AND TAPROOM FOR THE PLACEMENT OF OUTSIDE SEATING

A motion was made by Mr. Mathew, seconded by Mrs. Hess to approve the request of General Shu's Chinese Food and Taproom for the placement of outdoor seating at their establishment located at 210 S. Main Street between April 1, 2021 and November 30, 2021, weather permitting, with the following conditions:

- Only two (2) 3X3 tables located directly outside the establishment in the sidewalk area, outside the front door entrance to the shop. This includes permission for up to four (4) chairs per table.
- Placement of the tables & chairs will be maintained to ensure that they do not pose an impediment to pedestrians utilizing the sidewalk and the Borough will determine if there is any impediment. If so, then this approval can be revoked.
- The tables and chairs are required to be stacked neatly against the building when the business is closed. They are to be completely removed after November 30, 2021.
- Tables will not be used for any full service, but rather for patrons to consume items purchased inside at the counter.
- This use is permitted from April 1, 2021 through November 30, 2021 weather permitting. Any snowy or icy road or street conditions will obviously require this use to be terminated for the year. A request for any additional time extension would need to be again submitted to the Council.
- All trash pickup from the outside tables is the responsibility of the business operation.
- This request is for 2021 and must be requested annually prior to the intended start date.

Motion carried 5-0.

AUTHORIZE DRAW ON GENERAL OBLIGATION NOTE (G.O.N.) SERIES A OF 2020 – PAY REQUISITION #8

A motion was made by Mrs. Hess, seconded by Mr. Foyle to approve Pay Requestion #8 to NexTier Bank for Loan Draw #8 against the GON Series A of 2020 for payment to American Municipal Power (AMP) for costs associated with the AMI Project in the amount of \$199,979.57.

Motion carried 5-0.

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CONSIDER AUTHORIZATION TO DISPOSE OF REPLACED AND OUTDATED ELECTRIC METERS

A motion was made by Mr. Semel, seconded by Mr. Foyle to authorize the disposal of the replaced and outdated electric meters from the AMI meter replacement. The AMI meter replacement project is underway with the replacement of the electric meters first. This is scheduled to be completed by April 21, 2021. The meters that are being removed have no monetary value for either scrap or recycling values per our review with AMP and the AMI program. Therefore, they need to be disposed of in a dumpster for trash.

Motion carried 5-0.

CONSIDERATION FOR CHANGE ORDER NO. 1 TO THE STREETSCAPE PROJECT PHASE 2 ELECTRIC UTILITY UNDERGROUND SERVICE WORK CONTRACT 20-02 PROJECT

A motion was made by Mr. Mathew, seconded by Mr. Foyle to approve M and B Services Change Order No. 1 to the Streetscape Project Phase 2 electric utility underground servicer work contract 20-02 project for establishing a unit price of \$105.80 per SY for concrete. For the Streetscape Project Phase 2, similar to Phase 1, there are portions of the sidewalk between the PennDOT right-of-way and the business entrance doors that require replacement as part of the project. The ECMS project prohibits work outside of the right-of-way. M and B Services has agreed to hold their unit price as part of the ECMS project for this work. This change order established the unit price so that the work can be reimbursed through the DCED grant. The unit price of \$105.80 per SY is M and B Services bid price for the ECMS work.

Motion carried 5-0.

MOTION TO REMOVE TABLE AND CHAIR REQUIREMENT FOR OUTSIDE SEATING

A motion was made by Mr. Mathew, seconded by Mr. Semel to wave the requirement for tables and chairs to be placed inside when the business is closed but rather require that tables and chairs are required to be stacked neatly against the building when the business is closed. They are to be completely removed after November 30, 2021.

Motion carried 5-0.

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OTHER BUSINESS:

MOTION TO USE UP TO \$15,000 OF BOROUGH FUNDS FOR A SEASONAL SUMMER POOL
MANAGER

A motion was made by Mr. Semel, seconded by Mrs. Hess to allow for use of Borough funds in the amount not to exceed \$15,000 for a Pool Manager for the Zelienople Community Park and authorize the Borough Manager to disburse at his discretion when it is deemed appropriate to do so.

Motion carried 5-0.

Borough Manager Pepe asked for an Executive session on personnel matter.


The meeting was recessed at 8:12 PM.

Council went into executive session at 8:15 PM and returned at 8:30 PM.

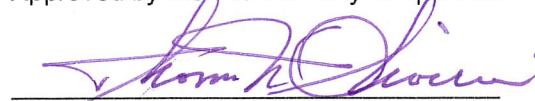
Being no further business or actions, President Bayer closed the meeting at 8:46 PM.

ATTEST:


Borough Manager


Council President

Approved by me this 26th day of April 2021.


Mayor