
Minutes of the Borough Council Zelienople, PA

8/14/2017

7:30 PM Council-Regular

MasterID:

601

The August 14, 2017 meeting of the Zelienople Borough Council was called to order at 7:30 PM by Council President Allen Bayer in the Council Chambers. In attendance were, Council Members, Ralph Geis, Gregg Semel, Andrew Mathew III, Marietta Reeb, Don Burgess, Junior Council Member Ethan Mooney and Mayor Thomas Oliverio. Council member Mary Hess was absent.

Borough Manager Donald Pepe, Police Chief Jim Miller, Solicitor Bonnie Brimmeier, Engineer Tom Thompson, Zoning Officer Shelly Kaltenbaugh and Public Works Director Chad Garland were also present.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chad Garland

VISITORS

Henry O. Ziegler
Caleb Harshberger-Press
Greg Cowell
Melissa Turner
Ann Straub
Tricia Staible
Doug Foyle

Melissa Turner introduced herself and noted she is opening a Yoga Studio in town at 134 S. Main Street in the Presby Center

CONSENT AGENDA:

A motion was made by Mr. Geis, second by Mrs. Reeb, to approve the following:

- Minutes of the July 31, 2017 Council Meeting
- Acknowledgement - June 2017 Budget Reports
- Transfer Funds \$50,000 from the Electric Fund to the General Fund, if needed.

Motion carried 6 - 0

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OLD BUSINESS:

CONSIDER ADOPTION OF PROPOSED ORDINANCE NO. 855-17, THE 2015 EDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE

This item was tabled until a later meeting in order to arrange for additional public input.

CONSIDER REQUEST FROM JEHOVAH'S WITNESSES FOR TWO (2) LITERATURE CARTS TO BE USED ON MAIN STREET

This matter had been tabled from a previous meeting.

A motion was made by Mr. Mathew, second by Mrs. Reeb, to approve the request for a literature cart with the following conditions, as recommended by the Solicitor:

- The approval is for one (1) day and not multiple days through November 2017 and
- Limited to one (1) location of the choice of the sponsor making the request. Since there is construction on Main Street the best location may be at or near the Intersection of Route 19 (Main Street) and Grandview Avenue.
- The time is as requested for two (2) hours from 10am to 12 Noon.

Please note this request is for use of public sidewalk space. If they choose to have their literature cart on private property, with the permission of the owner, the times and dates can be limited to whatever the property owner allows.

Motion carried 6-0

UPDATE ON THE STREET ADDRESSES AND NAME CHANGES FOR 911 BY CHIEF MILLER

This was an update report and no action was needed.

NEW BUSINESS:

BILLS TO BE PAID - AUGUST 2017

A motion was made by Mr. Geis, second by Mr. Mathew, to authorize the "Bills to be Paid" for the month of August in the amount of \$ 719,534.39.

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Motion carried 6-0

CONSIDER A REQUEST TO CLOSE PENNSYLVANIA AVENUE AT E. SPRING STREET AND E. BEAVER STREET FOR A BLOCK PARTY ON SUNDAY SEPTEMBER 16, 2017

A motion was made by Mrs. Reeb, second by Mr. Geis, to approve the request for a road closure on Pennsylvania Ave. from Beaver St to Spring St., for a block party, on September 16, 2017, with the following conditions:

- For purposes of being clear the closure would be from Noon to 8:00 PM
- Be responsive to complaints on noise
- Should a second complaint be received all music will be shut down
- They coordinate with the Street Department to obtain cones and barricades for street closure
- They coordinate with the Police Department for safety concerns
- They insure that the area is cleaned of any trash and debris when the event is completed

Motion carried 6-0.

CONSIDER SUPPORT LETTER FOR ZELIENOPLE AREA DOG PARK GRANT APPLICATION

A motion was made by Mr. Semel, Second by Mr. Burgess, to approve the Support letter to the "Pet Safe Committee for the Bark for your Park Grant" for the proposed Dog Park Grant Application with the following conditions added for clarification:

- The borough will not have to provide any matching funds for the grant
- The borough will not provide grant administration for the grant project.
- The borough has not budgeted any funds for continued maintenance of the project.

Motion carried 6-0

CONSIDER HOT DOG & HAMBURGER CART REQUEST BY THE IRON CITY VAPOR LOUNGE AND CAFÉ

This agenda item died due to the lack of a motion to approve.

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CONSIDER ROACH & ZIEGLER REQUEST FOR OUTDOOR DISPLAY

This item was tabled until the next meeting.

CONSIDER PAY ESTIMATE # 3A TO THE CONSTRUCTION CONTRACT FOR THE ZELIENOPLE BOROUGH REVITALIZATION STREETScape - ECMS PROJECT

A motion was made by Mr. Mathew; second my Mr. Geis to approve M and B Services LLC Pay Estimate No. 3A (ECMS Project) in the amount of \$7,577.90.

Motion carried 6-0

CONSIDER FOR PAY ESTIMATE # 2 TO THE CONSTRUCTION CONTRACT FOR THE ZELIENOPLE BOROUGH REVITALIZATION STREETScape - WEST SIDE HOP (CONTRACT 16-04) PROJECT

A motion was made by Mrs. Reeb; second my Mr. Mathew to approve M and B Services LLC Pay Estimate No. 2 (Contract 16-04) in the amount of \$7,283.91.

Motion carried 6-0

CONSIDER PAY ESTIMATE #2 TO THE CONSTRUCTION CONTRACT FOR THE ZELIENOPLE BOROUGH REVITALIZATION STREETScape - ELECTRIC UTILITY (RE-BID) (CONTRACT 16-06A) PROJECT

A motion was made by Mr. Mathew; second my Mr. Burgess to approve M and B Services LLC Pay Estimate No. 2 (Contract 16-06A) in the amount of \$48,510.00.

Motion carried 6-0.

AUTHORIZATION TO TRANSFER FUNDS-MAIN STREET REVITALIZATION - REVITALIZATION WRITING SERVICES

A motion was made by Mr. Mathew second by Mrs. Reeb, to authorize the transfer of monies in the amount of \$1158.50 from the Electric Fund Reserves to the General Fund to cover the payment of invoice #160001-19 to Revitalization Writing Services.

Motion carried 6-0.

AUTHORIZATION TO PAY INVOICE REVITALIZATION WRITING SERVICES - FAÇADE PROGRAM

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A motion was made by Mr. Burgess, second by Mr. Mathew, to authorize the payment to Revitalization Writing Services, in the amount of \$4599.00 for the payment of invoice #2 relating to the Façade Program

Motion carried 6-0.

AUTHORIZE DRAW ON GENERAL OBLIGATION NOTE (G.O.N.) - PAY REQUISITION #7

A motion was made by Mr. Geis, second by Mr. Mathew, to authorize Draw & Pay Req. #7 to WesBanco Bank for a draw against the loan. The amount of Pay Requisition #7 is for \$68,345.81 and is for payment of invoices relating to the façade program and contractor payments for Main St. contracts, all of which relate to the Main Street Revitalization Project.

Motion carried 6-0.

OTHER BUSINESS:

None

The Solicitor requested an executive session to discuss Contractual Issues and potential litigation.

Council took a short break at 8:31 PM.

Council then went in to Executive Session at 8:40 PM for Contractual and Potential Litigation issues, as requested by the Solicitor, and returned to regular session at 9:22 PM.

Being no further business, Council President Bayer then adjourned the meeting at 9:22 PM.

ATTEST:

Borough Manager

Council President

Approved by me this _____ day of _____, 2017.

Mayor