

5:00p.m. – Executive Session – Real Estate Acquisition

**ELLWOOD CITY BOROUGH COUNCIL
REGULAR MEETING – 6:00 P.M. – COUNCIL CHAMBERS
October 17, 2016**

MINUTES

CALL TO ORDER

President Connie R. MacDonald called the meeting to order.

ROLL CALL

Present: Mr. Celli, Mr. DeCaria, Ms. Dici, Ms. Lamenza, Ms. Mancini, Mr. Oviai, and Mr. MacDonald. Also present: Manager Bob Vilella, Solicitor Ed Leymarie.

Absent: Mayor Anthony Court

INVOCATION – Dave McQuaid – Fountain at First Baptist Church

PLEDGE OF ALLEGIANCE

MUTUAL AID AWARD FROM AMP

VISITORS

1. Bill Baur, 1060 Woodside Ave – RE: Bond Issues
2. LeeAnn Houk, 1019 S. 2nd St – RE: Bond Issues
3. Brian Bush, 513 3rd St – RE: Bond Issues
4. David Gulish, 513 3rd St – RE: Bond Issues
5. Brandon Fisher, 515 Foch St – RE: Electric/Budgets
6. John Cress, 604 3rd St – RE: Vacant Storefronts
7. Ralph Chiappetta, 311 North Street – RE: 2017 Budget
8. Aaron Bernstein, Candidate for Representative – Re: Electric & Spending
9. Linda Cole, 304 Fountain Avenue – RE: Electric/Courteous
10. Joe Carofino, 4647 Ellwood Rd, Advantage Homes Real Estate – RE: Bond Issues

COMMUNICATIONS

APPROVAL OF MINUTES:

Regular Meeting 9/19/16

A motion was made by Ms. Mancini, seconded by Ms. Dici, to approve the Minutes of the Regular Meeting held 9/19/16, as submitted. Voice vote; all in favor. Motion carried.

APPROVAL OF OUTSTANDING VOUCHERS:

Pre-Paid Voucher List dated 10/7/16 and List of Vouchers to be Paid dated 10/13/16

A motion was made by Mr. Celli, seconded by Ms. Lamenza, to approve the Pre-Paid Voucher List dated 10/7/16, in the amount of \$122,446.03, and the List of Vouchers to be Paid dated 10/13/16, in the amount of \$672,537.53. Voice vote; all in favor. Motion carried.

DEPARTMENTAL REPORTS:

A motion was made by Mr. Oviai, seconded by Ms. Mancini, to approve the Departmental Reports, as submitted. Voice vote; all in favor. Motion carried.

BID OPENINGS

ORDINANCES

1. 2016 Bond

A motion was made by Mr. Oviai, seconded by Mr. Celli, to adopt an ordinance, as submitted, authorizing and directing the issuance of its General Obligation Bonds, Series of 2016 in an aggregate principal amount of \$7,080,000 pursuant to the Act of the General Assembly of the Commonwealth of Pennsylvania, known as the Local Government Unit Debt Act, determining that such debt shall be nonelectoral debt of the local government unit; authorizing the acceptance of a proposal for the purchase of the bonds, and setting forth related provisions; providing that such General Obligation Bonds, when issued, shall be general obligations of the local government unit; fixing the substantial form, denominations, numbers, date, maturity dates, yields, interest rates, interest payment dates, registration provisions, place of payment of principal, maturity amount and interest; authorizing execution of such bonds and authentication thereof; providing covenants related to payment of debt service and pledging the full faith, credit and taxing power of the local government unit in support thereof; creating a sinking fund and a clearing account; appointing agents and professionals; authorizing and directing specified officers of the local government unit to do, to take and to perform certain specified, required, necessary or appropriate acts and things; ratifying prior advertisement and directing further advertisement; authorizing payment of expenses; ratifying the preliminary Official Statement; authorizing approval of the final Official Statement; providing covenants related to continuing disclosure and compliance with provisions of the Internal Revenue Code; and repealing all ordinances or parts of ordinances insofar as the same shall be inconsistent herewith. Roll call vote. All in favor, except Ms. Dici and Ms. Mancini. Motion carried, 5-2.

2. 2017 Bond

A motion was made by Ms. Lamenza, seconded by Mr. Oviai, to adopt an ordinance, as submitted, authorizing and directing the issuance of its General Obligation Bonds, Series of 2017 in an aggregate principal amount not to exceed \$4,995,000 pursuant to the Act of the General Assembly of the Commonwealth of Pennsylvania, known as the Local Government Unit Debt Act, determining that such debt shall be nonelectoral debt of the local government unit; inviting a proposal for the purchase of such bonds, and setting forth related provisions; providing that such general obligation bonds, when issued, shall be general obligations of the local government unit; fixing the substantial form, denominations, numbers, date, maturity dates, maximum yields, maximum interest rates, interest payment dates, registration provisions, place of payment of principal, maturity amount and interest; authorizing execution of such bonds and authentication thereof; providing covenants related to payment of debt service and pledging the full faith, credit and taxing power of the local government unit in support thereof; creating a sinking fund and a clearing account; appointing agents and professionals; authorizing and directing specified officers of the local government unit to do, to take and to perform certain specified, required, necessary or appropriate acts and things; ratifying prior advertisement and directing further advertisement; authorizing payment of expenses; ratifying the preliminary Official Statement; authorizing approval of the final Official Statement; providing covenants related to continuing disclosure and compliance with provisions of the Internal Revenue Code; and repealing all ordinances or parts of ordinances insofar as the same shall be inconsistent herewith. Roll call vote. All in favor, except Ms. Dici and Ms. Mancini. Motion carried, 5-2.

RESOLUTIONS

1. Grant Application – Lining of Sanitary Sewer Lines (Commonwealth Financing Authority)

A motion was made by Mr. Celli, seconded by Mr. Oviai, to adopt a Resolution, as submitted, authorizing the submission of a grant application to the Commonwealth Financing Authority for the lining of certain sanitary sewer lines. The Borough is seeking \$420,500. If successful, the Borough's match will be 74,300, payable from the Sewage Collection Reserve Fund. Voice vote; all in favor. Motion carried.

2. Rescind - PennDot Reimbursement - 75% SR65 Project (Second St to Woodside Avenue)
A motion was made by Mr. Celli, seconded by Mr. Oviai, to **rescind** Resolution #2016-10 adopted at the Regular Council Meeting held 9/19/16 authorizing the submission to PennDot to provide at 75% reimbursement for costs incurred in adjusting our manholes affected by Project SR65, Section L28 (Second Street to Woodside Avenue). Voice vote; all in favor. Motion carried.
3. Agreement – PennDot – SR65 Project (Second St to Woodside Avenue)
A motion was made by Mr. Celli, seconded by Ms. Mancini, to authorize the Borough Manager to sign any and all documents relative to PennDot’s SR65, Section L28 (Second Street to Woodside Avenue) Project. Voice vote; all in favor. Motion carried.
4. Distribution of Pension State Aid - 2016
A motion was made by Mr. Celli, seconded by Ms. Lamenza, to adopt a Resolution, as submitted, authorizing the distribution of \$205,608.37 received in Pension State Aid for 2016 as follows: Firemen’s Pension Plan \$8,749.29; Municipal Pension Plan \$118,115.45; and Police Pension Plan \$78,743.63. Therefore, \$24,964.71 is owed to the Firemen’s Plan, \$45,341.55 is owed to the Municipal Employees Plan and a balance of \$345,828.37 is owed to the Police Plan. Further it is moved that these balance be paid by the General Fund by December 31, 2016. Voice vote; all in favor. Motion carried.

APPOINTMENTS/RESIGNATIONS

COMMITTEES OF COUNCIL

Finance: (Mancini, DeCaria, Oviai)

Health/Public Safety: (Dici, Celli, Lamenza)

1. EC Children’s Center – Halloween Parade
A motion was made by Ms. Dici, seconded by Mr. Oviai, to approve the request by the EC Children’s Center to close First Street from Spring Avenue to Pittsburgh Circle on October 31 from 9:45am-10:45am for a Halloween Parade. Voice vote; all in favor. Motion carried.

Public Works/Utilities: (Celli, Dici, Lamenza)

1. Insight Pipe Contracting – Lining of Sanitary Sewer on 5th Street
A motion was made by Mr. Oviai, seconded by Ms. Dici, to ratify the proposal from Insight Pipe Contracting in the amount of \$8,736 to line 168’ of sanitary sewer on 5th Street. This amount will be paid from the Sewage Collection Fund. Voice vote; all in favor. Motion carried.
2. DQE Communications, LLC
This item was pulled from the agenda.
3. Mobilitie
This item was pulled from the agenda.
4. Valley Waste – Refuse, Recycling & Yard Waste – Contract Extension (2018-2020)
A motion was made by Ms. Mancini, seconded by Ms. Lamenza, to approve a contract extension of Valley Waste for refuse, recycling and yard waste collection for the years 2018, 2019, and 2020 as described in their Proposal as follows:

Refuse 1 unit (10 bags)	\$16.00
Recycling	\$.87
Yard Waste	\$21,960.00 (9 wkly pickups)

Voice vote; all in favor. Motion carried.

5. Award Bid – 2016 Street Paving Program (Phase II)
A motion was made by Mr. Oviai, seconded by Mr. Celli, to award the bid (Base Bid only) for the 2016 Street Paving Program (Phase II) to Shields Asphalt Paving (Valencia, PA) at a cost of \$97,953.75. This amount will be paid from the General Capital Reserve Fund. Voice vote; all in favor. Motion carried.
6. Agreement – Low Income Home Energy Assistance Program (LIHEAP)
A motion was made by Mr. Celli, seconded by Mr. Oviai, to ratify the Low Income Home Energy Assistance Program (LIHEAP) Vendor Agreement for the 2015/2016 season. Voice vote; all in favor. Motion carried.
7. Agreement – American Geosciences Inc.
A motion was made by Mr. Oviai, seconded by Ms. Lamenza, to approve the Agreement with American Geosciences, Inc. to perform environmental studies for the new Public Works and Electric Department buildings. Voice vote; all in favor. Motion carried.
8. Agreement – Garvin, Boward, Beitko Engineering, Inc.
A motion was made by Mr. Celli, seconded by Ms. Dici, to approve the Agreement with Garvin, Boward, Beitko Engineering, Inc. to perform core borings and soil reports for the new Public Works and Electric Department buildings. Voice vote; all in favor. Motion carried.
9. Agreement – McIlvried, DiDiano, & Mox, LLC
A motion was made by Mr. Oviai, seconded by Ms. Lamenza, to approve the Agreement with McIlvried, DiDiano, & Mox, LLC. (MDM) to perform civil engineering & surveys for the new Public Works and Electric Department buildings. Voice vote; all in favor. Motion carried.
10. Frank B. Taylor Engineering – Demolition of Public Works & Electric Department Buildings
A motion was made by Mr. Oviai, seconded by Mr. Celli, to authorize Frank B. Taylor Engineering to prepare/advertise specifications to demolish the Public Works and Electric Department buildings. Voice vote; all in favor. Motion carried.

Parks/Recreation: (DeCaria, Mancini, Dici)

1. Award Bid – Pittsburgh Circle Heritage Park
A motion was made by Mr. DeCaria, seconded by Ms. Mancini, to reject all bids for the Pittsburgh Circle Heritage Park Project. Voice vote; all in favor. Motion carried.

Administration/Personnel: (Lamenza, Celli, Oviai)

1. Reject Bids – Sale of Property (Franklin Avenue)
A motion was made by Mr. Oviai, seconded by Ms. Lamenza, to reject all bids for the sale of property on Franklin Avenue (Industrial Area)(#12-000701). Voice vote; all in favor. Motion carried.
2. Retirement – Jan Garda, Clerk II (Public Works)
A motion was made by Ms. Dici, seconded by Mr. Celli, to accept the retirement of Jan Garda, Clerk II (Public Works) on 1/3/17, her last day of employment. Voice vote; all in favor. Motion carried.

3. Renew Current Health/Prescription Plan (UPMC)
A motion was made by Ms. Dici, seconded by Ms. Lamenza, to renew the current UPMC Health Plan (PPO \$3500 \$20/\$40 Plan (medical) & 15/30/50/50 (prescription) Plans for those other than Local #964 employees. Voice vote; all in favor. Motion carried.
4. Agreement – Freedom Systems Corp (Freedom Software)
A motion was made by Ms. Dici, seconded by Ms. Mancini, to approve the Agreement with Freedom Systems Corp. to provide computer software (utility, payroll, accounting, code enforcement) at a cost of \$73,744 plus software hosting/user access \$4,752/year. These amounts will be paid from the General, Electric, Sewage, and Recycling Funds. Voice vote; all in favor. Motion carried.

Community Development/Buildings: (Ovial, DeCaria, Mancini)

1. Advertise Sale of Borough Properties
A motion was made by Mr. DeCaria, seconded by Mr. Celli, to authorize the sale of the following Borough properties: 1124 Crescent, 510 Bridge, 418 Sixth, 807 Wayne, 1226 ½ 13th, 1226 13th, Borough lot at NE corner 6th/Beaver (old bus parking). Voice vote. All in favor, except Ms. Dici and Ms. Mancini. Motion carried, 5-2.

UNFINISHED BUSINESS

NEW BUSINESS

1. Advertise Ordinance – Repealing Residency Requirement of Manager
A motion was made by Ms. Lamenza, seconded by Mr. Celli, to advertise an ordinance repealing a portion of Part Two, Administration, Title Six, Administration, Chapter 232, Manager, Subsection 232.03 Qualifications, requiring the Manager to move and become a resident of the Borough within six months of his or her date of hire. Voice vote; all in favor. Motion carried.

MAYOR'S REPORT

MANAGER'S REPORT

VISITORS

1. Joanie Moczan – Where has the Mayor been?
2. Elizabeth Prence – 925 Beechwood Blvd – Architech's/Engineer's/Consultant's estimates for new Public Works & Electric Department facilities
3. Paul Dici, 925 Skyline Dr – Employees' share of health care costs
4. Dave McQuaid, 15 Second St – Police negotiations

ANNOUNCEMENTS

Trick or Treat – October 31, 6-8pm

ADJOURNMENT

There being no further business, the meeting adjourned on a motion by Ms. Dici, seconded by Mr. Ovial. Voice vote; all in favor. Motion carried.

Linda M. List
Borough Secretary