

**ELLWOOD CITY BOROUGH COUNCIL  
REGULAR MEETING – 6:00 P.M. – COUNCIL CHAMBERS  
September 19, 2016**

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**MINUTES**

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**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. Ovia, and Mr. MacDonald. Also present: Manager Bob Vilella, Solicitor Ed Leymarie.

Absent: Mayor Anthony Court

**INVOCATION** – Tod Custer, Christ Presbyterian Church

**PLEDGE OF ALLEGIANCE**

**COMMENDATIONS**

Jim Spielvogel – Operator Ingenuity Award  
Christ Presbyterian Church – 125 years

**VISITORS**

1. David Gulish – RE: Electric
2. John Richardson – 425 Wayne Avenue RE: Parking on 5<sup>th</sup> Street
3. Brandon Fisher – RE: Electric

**COMMUNICATIONS**

**APPROVAL OF MINUTES:**

Special Meeting 8/1/16, 8/22/16, & 8/29/16, Regular Meeting 8/15/16

A motion was made by Mr. Celli, seconded by Mr. Ovia, to approve the Minutes of the Special Meetings held 8/1/16, 8/22/16 and 8/29/16 and the Regular Meeting held 8/15/16, as submitted. Voice vote; all in favor. Motion carried.

**APPROVAL OF OUTSTANDING VOUCHERS:**

Pre-Paid Voucher List dated 9/9/16 and List of Vouchers to be Paid dated 9/15/16

A motion was made by Mr. Ovia, seconded by Ms. Dici, to approve the Pre-Paid Voucher List dated 9/9/16, in the amount of \$592,064.72, and the List of Vouchers to be Paid dated 9/15/16, in the amount of \$751,078.05. Voice vote; all in favor. Motion carried.

**DEPARTMENTAL REPORTS:**

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

**BID OPENINGS**

**ORDINANCES**

1. 90-Minute Parking – Fifth Street

A motion was made by Mr. Celli, seconded by Mr. Ovia, to adopt an Ordinance, as submitted, amending the traffic ordinance establishing prohibiting parking at certain times at certain locations, specifically Fifth Street (both sides) between Wayne Avenue and Franklin Avenue during school days/school hours (7a-3pm). Roll call vote. All in favor, except Ms. Dici and Ms. Mancini. Motion carried, 5-2.

## RESOLUTIONS

1. PennDot Reimbursement - 75% SR65 Project (Second St to Woodside Avenue)  
A motion was made by Mr. Celli, seconded by Mr. Oviai, to adopt a Resolution, as submitted, 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.
2. Confirming Receipt of 2017 Minimum Municipal Obligation (MMO)  
A motion was made by Ms. Lamenza, seconded by Mr. Oviai, to adopt a Resolution, as submitted, confirming receipt of the 2017 Minimum Municipal Obligation (MMO) by September 30, 2016. Voice vote; all in favor. Motion carried.

## APPOINTMENTS/RESIGNATIONS

### COMMITTEES OF COUNCIL

#### Finance: (Mancini, DeCaria, Oviai)

1. Donation – Holy Redeemer/Ministerium Social Services Energy Fund (\$3000)  
A motion was made by Ms. Mancini, seconded by Mr. DeCaria, to approve the donation in the amount of \$3,000 to the Holy Redeemer/Ministerium Social Services Energy Fund. This amount will be paid from the General Fund. Voice vote; all in favor. Motion carried.
2. Authorize Refinancing & Issuance of New Bond Issue  
A motion was made by Mr. DeCaria, seconded by Mr. Oviai, authorizing the refinancing of the Series 2011 Bond Issues reflecting approximately \$313,000 (General Fund), approximately \$1,481,000 Electric Fund (Approximate Total \$1,794,200) and the issuance of a new bond issue in the amount of \$9 million for the building of a new public works facility, the building of a new electric facility, the purchase of a new fire truck, and the construction and capital improvement to streets and other infrastructure including, but not limited to, roads, streets, water, electric utility, storm sewer management and sidewalks. Roll call vote. All in favor, except Ms. Dici and Ms. Mancini. Motion carried, 5-2.

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

1. First United Methodist Church  
A motion was made by Mr. DeCaria, seconded by Ms. Lamenza, to approve the request by the First United Methodist Church to close Crescent Avenue from Fourth Street to Fifth Street from 12:30pm – 2:30pm on October 2 for a blessing of the pets service. Voice vote; all in favor. Motion carried.
2. Life Chain  
A motion was made by Ms. Dici, seconded by Mr. Oviai, to approve the request to hold the Life Chain event on October 2 from 2-3pm along Fifth Street & Fountain Avenue. Voice vote; all in favor. Motion carried.

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

1. Rehrig Pacific Company – purchase Yard Carts & Recycling Carts  
A motion was made by Mr. Celli, seconded by Ms. Dici, to authorize the purchase of the Yard Carts & Recycling Carts from Rehrig Pacific Company as follows:

112 Yard Carts @ \$54.34 each	Total \$6,086.08
112 Recycling Carts @ \$60.21 each	Total \$6,743.52

These amounts will be paid from the Recycling Fund. Voice vote; all in favor.  
Motion carried.

2. Appointment of a Joint Safety Committee

A motion was made by Mr. Oviai, seconded by Mr. Celli, to appoint Bob Vilella (Manager), George Celli (Council), and Randy Gatto (Public Works Director) to a Joint Safety Committee as per the Local 964 Contract. Voice vote; all in favor. Motion carried.

**Parks/Recreation: (DeCaria, Mancini, Dici)**

1. Discontinue the Shooting Range at Stiefel Park

A motion was made by Mr. DeCaria, seconded by Mr. Oviai, to discontinue the shooting range at Stiefel Park, effective 12/31/16, to be in compliance with the Master Park Plan. Voice vote; all in favor. Motion carried.

**Administration/Personnel: (Lamenza, Celli, Oviai)**

1. Lease – Ellwood City Area Public Library (Parking Lot Maintenance)

A motion was made by Ms. Dici, seconded by Mr. Oviai, to approve the Lease, as submitted, with the Ellwood City Area Public Library for parking lot maintenance for the parking lot located at Lawrence Avenue and 4<sup>th</sup> Street. Voice vote; all in favor. Motion carried.

2. Franus Architectural Associates

A motion was made by Mr. Oviai, seconded by Mr. DeCaria, to utilize the services of Franus Architectural Associates to design a new Public Works facility and a new Electric Department facility. Voice vote; all in favor. Motion carried.

3. PennDot – Paving Program SR65, L28 (Second Street to Woodside Ave)

A motion was made by Mr. Oviai, seconded by Ms. Lamenza, to utilize the police standardized Overtime Rate of \$107.29 (full-time) and \$37.87 (part-time) and the cost of \$80.00 per hour per police vehicle for PennDot's Paving Program SR65, L28 (Second Street to Woodside Avenue). Voice vote; all in favor. Motion carried.

4. Travel Request – Jude Dici, PSAB Fall Conference

A motion was made by Mr. Oviai, seconded by Ms. Lamenza, to approve the travel request of Jude Dici to attend the PSAB Fall Conference in Gettysburg October 14 – 16 at a cost of \$730.10, plus meals. Voice vote; all in favor. Motion carried.

5. Retirement – Jan Garda, Clerk II (Public Works)

*This item was pulled from the agenda.*

6. Agreement – Fire Chief

*This item was pulled from the agenda.*

**Community Development/Buildings: (Oviai, DeCaria, Mancini)**

1. Request to Use Fire Department for Filmmaking

A motion was made by Mr. Celli, seconded by Mr. DeCaria, to approve the request by Henry Tjernlund to use the fire department training room for a movie shoot. Voice vote; all in favor. Motion carried.

**UNFINISHED BUSINESS**

**NEW BUSINESS**

1. Resolution – Accepting the Master Site Development Plans (Ewing Park & Stiefel Park)

A motion was made by Mr. DeCaria, seconded by Mr. Oviai, to adopt a Resolution, as submitted, accepting the Master Site Development Plans for Ewing Park and Stiefel Park. Voice vote; all in favor. Motion carried.

2. Rescind Motion Made 11/16/15 (Closing of Swimming Pool Parking Lot)  
A motion was made by Ms. Dici, seconded by Mr. DeCaria, to rescind the Motion made at the Regular Meeting held 11/16/15 to “purchase gates and close the swimming pool parking lot nightly from 11pm to 7am”. Voice vote; all in favor. Motion carried.
3. Insight Pipe Contracting – Inspection of Sanitary Lines (Riverside Drive)  
A motion was made by Ms. Mancini, seconded by Mr. DeCaria, to approve the Price Quote from Insight Pipe Contracting to inspect/camera the 15” sanitary lines along Riverside Drive at the cost of \$350/hour. This amount will be paid from the Sewage Collection Fund. Voice vote; all in favor. Motion carried.
4. DQE Communications, LLC  
*This item was pulled from the agenda.*
5. Lawrence Co. Band Festival  
A motion was made by Ms. Dici, seconded by Ms. Lamenza, to approve the request to utilize the grassy area at “5-points” in Ewing Park and the swimming pool parking lot for parking for the Lawrence Co. Band Festival on September 21. Voice vote; all in favor. Motion carried.
6. PennDot – Waiver of Noise Ordinance  
A motion was made by Ms. Mancini, seconded by Ms. Lamenza, to approve the request by PennDot to waive the noise ordinance guidelines for their Brighton Road Project (Mercer Road to Hillside Avenue)(milling/resurfacing/drainage project) expected to commence April 2017. Voice vote; all in favor. Motion carried.
7. Suspension of Ordinance  
A motion was made by Mr. DeCaria, seconded by Mr. Celli to suspend Part 2 – Administration, Chapter 232 – Manager, Section 232.03 – Qualifications, specifically the residential requirement as it applies to the current Borough Manager. Roll call vote; all in favor. Motion carried.

## **MAYOR’S REPORT**

## **MANAGER’S REPORT**

## **VISITORS**

1. David Gulish – RE: CVS Pharmacy’s offer to buy building, suspension of qualifications of current Borough Manager
2. Lisa Guererra – RE: Utility Billing window hours

## **ANNOUNCEMENTS**

The committee meeting of Ellwood City Borough Council scheduled for Monday, October 10, will be rescheduled for Tuesday, October 11 at 6:00 p.m. due to the Columbus Day holiday.

## **ADJOURNMENT**

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

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Linda M. List  
Borough Secretary