

5:00pm – Executive Session (Personnel)

5:30pm – Pictures for website

**ELLWOOD CITY BOROUGH COUNCIL
REGULAR MEETING – 6:00 P.M. – COUNCIL CHAMBERS
August 15, 2022**

MINUTES

CALL TO ORDER

President George Celli called the meeting to order.

ROLL CALL

Present: Mr. Barry, Mr. Cragle, Ms. Dici, Ms. Lamenza, Mr. Oviai, Ms. Williams, and Mr. Celli
Also Present: Manager David Allen, Mayor Anthony Court and Solicitor Ed Leymarie

INVOCATION – Tod Custer, Christ Presbyterian Church

PLEDGE OF ALLEGIANCE

VISITORS

None

COMMUNICATIONS

APPROVAL OF MINUTES:

Regular Meeting 7/18/22

A motion was made by Ms. Lamenza, seconded by Ms. Williams, to approve the Minutes of the Regular Meeting held 7/18/22, as submitted. Voice vote; all in favor. Motion carried.

APPROVAL OF VOUCHERS:

Pre-Paid Voucher List 8/9/22 and List of Vouchers to be Paid dated 8/10/22

A motion was made by Mr. Barry, seconded by Ms. Lamenza, to approve the Pre-Paid Voucher List dated 8/9/22, in the amount of \$444,170.95, and the List of Vouchers to be Paid dated 8/10/22, in the amount of \$209,139.31. Roll call vote; all in favor. Motion carried.

DEPARTMENTAL REPORTS:

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

BID OPENINGS

ORDINANCES

RESOLUTIONS

APPOINTMENTS/RESIGNATIONS

1. Appointment – EC Library Board (term expires 12/31/22)

A motion was made by Ms. Dici, seconded by Mr. Oviai, to appoint Michelle Hand to the EC Library Board. The term expires 12/31/22. Voice vote; all in favor. Motion carried.

2. Appointment – Comprehensive Plan Committee
A motion was made by Ms. Williams, seconded by Ms. Lamenza, to appoint the following individuals to serve on the Comprehensive Plan Committee, consisting of five (5) Borough residents & three (3) Council members:
John DeCaro, Jr. - Resident
John Fraser - Resident
Jude Dici - Council
Brad Ovia - Council
Jan Williams - Council
Voice vote; all in favor. Motion carried.

COMMITTEES OF COUNCIL

Finance: (Williams, Lamenza, Dici)

1. Accept the 2021 Audit (Mark Turnley, CPA)
A motion was made by Ms. Lamenza, seconded by Ms. Williams, to accept the 2021 audit performed by Mark Turnley, CPA. Voice vote; all in favor. Motion carried.
2. Advertise Ordinance – Tax Collector to Waive Charges
A motion was made by Mr. Barry, seconded by Ms. Lamenza, to advertise an ordinance providing a procedure for the real estate tax collector to waive additional charges for real estate taxes when a taxpayer has not received notices of taxes due. Voice vote; all in favor. Motion carried.

Health/Public Safety: (Ovia, Lamenza, Cragle)

1. Life Chain
A motion was made by Mr. Ovia, seconded by Ms. Dici, 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, except Ms. Williams. Motion carried 6-1.

Public Works: (Barry, Williams, Ovia)

1. Award Bid – 2022 Paving Program
A motion was made by Mr. Barry, seconded by Ms. Williams, to award the bid for the 2022 Paving Program to Youngblood Paving in the amount of \$363,206.58 (Base Bid \$179,842.05 + Alternate #1 \$27,236.68 + Alternate #2 \$156,127.85). This amount will be paid from the Liquid Fuel Fund. Roll call vote; all in favor. Motion carried.

Utilities: (Dici, Barry, Williams)

1. Advertise Ordinance – Amending the Electric Ordinance
A motion was made by Mr. Cragle, seconded by Ms. Williams, to amend the Electric Ordinance as it relates to Customer Owned Electric Generation. Voice vote; all in favor. Motion carried.

Parks/Recreation: (Cragle, Lamenza, Barry)

1. Dog Days of Summer
A motion was made by Ms. Dici, seconded by Mr. Ovia, to approve the request by Reeds Services to use Ewing Park and all facilities June 23 – 26, 2023 for the 3rd annual “Dog Days of Summer” event (actual days of event are June 24 & 25). Voice vote; all in favor. Motion carried.
2. Bounce House
A motion was made by Mr. Barry to approve the request by Margaret Craven to place a “bounce house” on Borough property. After asking three times, there was no second to the motion. This motion died for the lack of a second.

Administration/Personnel: (Lamenza, Ovia, Cragle)

1. Employment – Animal Control Officer
This item was pulled from the Agenda.
2. Employment – Lineman III (Electric Department)
A motion was made by Mr. Cragle, seconded by Mr. Barry to approve the employment of Devin Marshall as a Lineman III in the Electric Department at the rate of \$23.443 (85% of full rate of \$27.58), contingent upon successful completion of all background checks. Voice vote; all in favor. Motion carried.
3. Accept Resignation (ratify) – Colin Williams (Playground Instructor)
A motion was made by Ms. Dici, seconded by Mr. Cragle, to ratify the resignation of Colin Williams (Playground Instructor) effective 7/18/22, his last day of employment. Voice vote. All in favor, with Ms. Williams abstaining (due to conflict of interest). Motion carried, 6-1.
4. Accept Resignation – David Daufen (Part-Time Public Works)
A motion was made by Ms. Lamenza, seconded by Mr. Cragle, to accept the resignation of David Daufen (Part-time Public Works) effective 8/18/22, his last day of employment. Voice vote; all in favor. Motion carried.
5. Advertise Employment – Part-time Public Works
A motion was made by Ms. Dici, seconded by Mr. Ovia, to advertise for a part-time Laborer in the Public Works Department. Voice vote; all in favor. Motion carried.
6. Advertise Employment – Part-time Police
A motion was made by Ms. Lamenza, seconded by Mr. Barry, to advertise for part-time Patrolmen in the Police Department. Voice vote; all in favor. Motion carried.
7. Promotion – Sergeant(s)
A motion was made by Mr. Cragle, seconded by Ms. Williams, to approve the promotion of Robert Magnifico and Matthew Kennedy to Sergeant, effective 8/21/22. The new hourly base rate will be \$38.02.

An amendment to the motion was made by Mr. Barry, seconded by Ms. Lamenza, to select via “and/or”. Roll call vote on the amendment. All in favor, except Mr. Cragle and Ms. Williams. Motion carried.

Roll call vote on the amended motion to approve the promotion of Robert Magnifico and/or Matthew Kennedy to Sergeant, effective 8/21/22. The new hourly base rate will be \$38.02. Roll call vote. All voted for Robert Magnifico, except Mr. Cragle and Ms. Williams who voted for Robert Magnifico and Matthew Kennedy. Motion carried, 5-2. Robert Magnifico was promoted to Sergeant.

Community Development/Buildings: (Ovia, Barry, Cragle)

1. Property Donation – 1219 Crescent Avenue
A motion was made by Mr. Barry, seconded by Ms. Dici, to accept the donation of property by Darryl and April Simmons for 1219 Crescent Avenue, contingent upon all taxes being paid. Roll call vote; all in favor. Motion carried.

Blight: (Dici, Ovia, Barry)

Technology: (Cragle, Williams, Dici)

UNFINISHED BUSINESS

NEW BUSINESS

1. Permission to Add to Agenda – Repository Property
A motion was made by Mr. Barry, seconded by Mr. Cragle, to approve adding to the agenda a bid for the Lawrence Co. Repository property located on Third Street (12-038900). Voice vote; all in favor. Motion carried.
2. Lawrence County Repository Property – Third Street
A motion was made by Mr. Barry, seconded by Ms. Lamenza, to approve a bid for the Lawrence Co. Repository property located on Third Street (12-038900) (corner of Birch Way & Third Street) to John DiBuono for \$526.76. Roll call vote; all in favor. Motion carried.
3. Permission to Add to Agenda – Suspend Alcohol Ordinance (Oktoberfest)
A motion was made by Mr. Barry, seconded by Ms. Dici, to approve adding to the agenda the request to suspend the alcohol ordinance for the annual “Oktoberfest” event in Ewing Park. Voice vote; all in favor. Motion carried.
4. Suspend Alcohol Ordinance – Oktoberfest Event
A motion was made by Ms. Dici, seconded by Mr. Barry, to approve suspending Part 10, Chapter 1066, subsection 1066.03 (a) of the Codified Ordinance Book pertaining to the prohibition of alcohol in Ewing Park. This suspension only applies to participants of the “Oktoberfest” event held October 1 from 12-5pm. Event insurance shall be purchased, naming the Borough of Ellwood City as an additional named insured. All necessary State and County permits shall be in place for this event.

MAYOR’S REPORT

MANAGER’S REPORT

ANNOUNCEMENTS

The Ellwood City Community Garden has a Share the Harvest box. The purpose of this box is to serve as a central location and drop point for community members who have backyard gardens to drop off their extra produce. The Ellwood City Community Garden will take it to the food bank where it will be distributed.

Town Hall Meetings for Advance Life Support (ALS), Aug 23 6-8pm, Sep 26 6-8pm & Oct 22 12-2pm at the Community Center above the Fire Station

ADJOURNMENT

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

Linda M. List
Borough Secretary