

5:00pm Executive Session – Personnel (Employee Pension Matter) & Contracts (Police Negotiations & Status of Blighted Property)

5:45pm Public Hearing – Zoning Amendment, Conditional Use, Front Yard Setback C3 Downtown Commercial District, CC-Core Commercial District

**ELLWOOD CITY BOROUGH COUNCIL
REGULAR MEETING – 6:00 P.M. – COUNCIL CHAMBERS
May 20, 2024**

MINUTES

CALL TO ORDER

President Brad Ovia called the meeting to order.

ROLL CALL

Present: Mr. Barry, Mr. Celli, Mr. Cragle, Mr. Johnson, Ms. Lamenza, Ms. Williams, and Mr. Ovia

Also Present: Borough Manager Kevin Swogger and Solicitor Ed Leymarie

Absent: Mayor Anthony Court

INVOCATION – James Johnson

PLEDGE OF ALLEGIANCE

VISITORS

1. Emily DeNome, 304 Wood Street – RE: Proposed ballfield
2. Patty Colao, 214 Wood Street – RE: Proposed ballfield/zoning
3. Karen Mancini, 430 Beatty Street – RE: Proposed ballfield

COMMUNICATIONS

APPROVAL OF MINUTES:

Regular Meeting 4/15/24

A motion was made by Mr. Barry, seconded by Mr. Johnson, to approve the Minutes of the Regular Meeting held 4/15/24, as submitted. Voice vote; all in favor. Motion carried.

APPROVAL OF VOUCHERS:

Pre-Paid Voucher List 5/17/24 and List of Vouchers to be Paid dated 5/16/24

A motion was made by Ms. Lamenza, seconded by Mr. Cragle, to approve the Pre-Paid Voucher List dated 5/17/24, in the amount of \$1,450,670.78, and the List of Vouchers to be Paid dated 5/16/24, in the amount of \$317,225.06. Roll call vote; all in favor. Motion carried.

DEPARTMENTAL REPORTS:

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

BID OPENINGS

ORDINANCES

1. Ordinance – Zoning (Conditional Uses)
A motion was made by Mr. Celli, seconded by Mr. Barry, to adopt an ordinance, as submitted, amending Title Six – Zoning, Chapter 1264.05 Conditional Uses by adding (g)(7) to read “the maximum depth of front yard may be adjusted in the C3 – Downtown Commercial, CC-Core Commercial District provided it creates a harmonious and desirable orientation of all building fronts”. Roll call vote; all in favor. Motion carried.

RESOLUTIONS

1. PennDot – Reimbursement Agreement (Curb Ramps, SR0351 Lawrence Avenue)
A motion was made by Mr. Johnson, seconded by Mr. Celli, to adopt a Resolution, as submitted, to reimburse PennDot approximately \$7,443 (to be paid from the General Capital Reserve Fund) for the design, construction, and inspection costs associated with curb ramps on State Route 0351 (Lawrence Avenue) and L11. Further, it is authorized to sign any and all documents relative to the same. Roll call vote; all in favor. Motion carried.

APPOINTMENTS/RESIGNATIONS

COMMITTEES OF COUNCIL

Finance: (Williams, Celli, Lamenza)

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

1. Memorandum of Understanding – Law Enforcement & School District
A motion was made by Mr. Cragle, seconded by Ms. Lamenza, to approve the Memorandum of Understanding (MOU) relative to law enforcement and the Ellwood City Area School District. The MOU establishes procedures to be followed when certain incidents occur on school property, at any school sponsored activity, or in a vehicle providing transportation to or from a school or school sponsored activity. Roll call vote; all in favor. Motion carried.
2. Advertise Ordinance – Stop Intersection (First Avenue) & Stop Intersection (Wampum Avenue)
A motion was made by Mr. Barry, seconded by Mr. Cragle, to advertise an amendment to the traffic ordinance establishing a stop intersection on First Avenue at McKinley Street (westbound) and establishing a stop intersection on Wampum Avenue at Bridge Street (eastbound and westbound). Roll call vote; all in favor. Motion carried.
3. EC Area Chamber – Fall Fest/Car Cruise
A motion was made by Mr. Johnson, seconded by Ms. Williams, to approve the request by the EC Area Chamber of Commerce to hold a Fall Fest/Car Cruise on September 28. It is further requested to close Lawrence Avenue from 4th to 11th Street beginning at 8am (actual event is 11am– 5pm). Voice vote; all in favor. Motion carried.
4. Agreement – Ellport Borough (Police Services)
This item was pulled from the Agenda.

Public Works: (Celli, Barry, Williams)

1. Award Bid – Stiefel Park Access Road & Parking Lot Paving Project
This item was pulled from the Agenda.

Utilities: (Williams, Celli, Johnson)

1. Approve Quote – T&R Electric (Pole Mount Transformers)
A motion was made by Mr. Barry, seconded by Ms. Williams, to approve the quote from T&R Electric in the amount of \$11,100 for the purchase of (3) 50KVA transformers and (3) 37.5KVA transformers. This amount will be paid from the Electric Fund. Dunkin' will reimburse the Borough \$5,850 for the (3) 50KVA transformers. Roll call vote; all in favor. Motion carried.

2. Wampum Avenue Pump Station Project – Change Order #2 (Pollard Land Services)

A motion was made by Ms. Williams, seconded by Mr. Cragle, to approve Change Order #2 in the amount of \$31,997 from Pollard Land Services relative to the Wampum Avenue Pump Station Project. Due to unforeseen field conditions, a portion of the new sewer alignment of the East gravity sewer is required to move into the alignment of the existing sewer. This is due to unsuitable native fill material. This amount will be paid from the PennVest contingency. Roll call vote. All in favor, except Mr. Barry. Motion carried, 6-1.

Parks/Recreation: (Cragle, Williams, Ovia)

1. Suspend Alcohol Ordinance – Oktoberfest Event

A motion was made by Ms. Williams seconded by Ms. Lamenza 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 5 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. Voice vote; all in favor. Motion carried.

Administration/Personnel: (Lamenza, Cragle, Ovia)

1. Summer Employment (Ratify) – Parks, Playground Coordinator, Playground Instructors

A motion was made by Ms. Lamenza, seconded by Mr. Barry, to ratify the employment of the following individuals for summer work, contingent upon satisfactory background checks/clearances:

Nathan Williams	Parks	\$13.00/hr	Criminal History, Driver’s History
Nicholas Garuccio	Parks	\$13.00/hr	Criminal History, Driver’s History
Shane Tillia	Parks	\$13.00/hr	Criminal History, Driver’s History
Robert Anthony	Parks	\$13.00/hr	Criminal History, Driver’s History
Elijah Mohr	Parks	\$13.00/hr	Criminal History, Driver’s History
Jeffrey Melvin	Parks	\$13.00/hr	Criminal History, Driver’s History
Ashleigh Ionta	Playground	\$13.00/hr	Child Abuse, Criminal History, Fingerprint
Amber Fitzgerald	Playground	\$13.00/hr	Child Abuse, Criminal History, Fingerprint
Benjamin Pesce	Playground	\$13.00/hr	Child Abuse, Criminal History, Fingerprint
Makinley Magill	Playground	\$13.00/hr	Child Abuse, Criminal History, Fingerprint
Gianna DiCerbo	Playground	\$13.00/hr	Child Abuse, Criminal History, Fingerprint
Natalie McClean	Playground	\$13.00/hr	Child Abuse, Criminal History, Fingerprint
McKenna Lutton	Playground	\$13.00/hr	Child Abuse, Criminal History, Fingerprint
Olivia Morrow	Playground	\$13.00/hr	Child Abuse, Criminal History, Fingerprint

Ms. Williams stated there is no relation to Nathan Williams. Roll call vote; all in favor. Motion carried.

2. Approve Quote – DuroLast (Municipal Bldg. Roof)

A motion was made by Mr. Cragle, seconded by Ms. Lamenza, to approve the quote from DuroLast in the amount of \$95,597.31 (TIPS pricing) to replace the roof on the Municipal Building. This amount will be paid from the General Fund. Roll call vote; all in favor. Motion carried.

3. Approve Quote – DuroLast (Fire Department Roof)

This item was pulled from the Agenda.

4. Borough Insurance Policies

A motion was made by Mr. Celli, seconded by Mr. Cragle, to approve the proposal submitted by HUB/HDH Group to provide the following insurance coverages: Package policy (property, equipment breakdown, inland marine, crime, general liability, auto, excess liability)(MRM Property & Liability Trust) \$137,376, Professional Liability (public officials liability/employment practices liability)(Greenwich Insurance Co) \$9,798, Police Professional Liability (Greenwich Insurance Co.) \$8,762. These amounts will be split between the General, Electric, and Sewage Funds. Roll call vote; all in favor. Motion carried.

5. Diane Daubenspeck – Clerical Support Services

A motion was made by Mr. Cragle, seconded by Mr. Johnson, to approve (ratify) utilizing Diane Daubenspeck for clerical support services on a limited, as needed basis for up to \$500/month for the months March, April, May 2024. Roll call vote; all in favor. Motion carried.

Community Development/Buildings: (Ovial, Cragle, Johnson)

1. Sewer Tap – Heartland Restaurant Group (Ellwood City) and Christina Brooks (North Sewickley Twp.)

A motion was made by Mr. Cragle, seconded by Mr. Celli, to approve the following sewer taps:

Heartland Restaurant Group, 202 5th St (Ellwood City), 1 tap, \$1000
Christina Brooks, 0 Townwood Road (North Sewickley Twp.), 1 tap, \$1000

Roll call vote; all in favor. Motion carried.

Blight: (Johnson, Barry, Ovial)

Technology: (Cragle, Williams, Lamenza)

UNFINISHED BUSINESS

1. Permission to Add: EC Area Chamber – Suspend Alcohol Ordinance (Fall Fest/Car Cruise)

A motion was made by Mr. Cragle, seconded by Mr. Barry, to approve adding the request by the EC Area Chamber to suspend the alcohol ordinance for the Fall Fest/Car Cruise. Voice vote; all in favor. Motion carried.

2. Suspend Alcohol Ordinance (Fall Fest/Car Cruise)

A motion was made by Mr. Barry, seconded by Mr. Celli, to approve suspending Part 10, Chapter 1066, subsection 1066.03 (a) of the Codified Ordinance Book pertaining to the prohibition of alcohol. This suspension only applies to participants of the EC Area Chamber's "Fall Fest/Car Cruise" event held September 28 from 11-5pm. 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. Voice vote; all in favor. Motion carried.

NEW BUSINESS

MAYOR'S REPORT

MANAGER'S REPORT

ANNOUNCEMENTS

VISITORS

1. Patty Colao, 214 Wood Street – RE: proposed softball field
2. Kenya Johns, Mayor of Beaver Falls – RE: running for Beaver Co. State Representative

ADJOURNMENT

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

Linda M. List
Borough Secretary