

4:55pm – Executive Session (Personnel)

5:00pm – Budget Workshop #1

**ELLWOOD CITY BOROUGH COUNCIL  
REGULAR MEETING – 6:00 P.M. – COUNCIL CHAMBERS  
November 15, 2021**

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**AGENDA/MOTION SHEET**

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**I. OPENING EXERCISES:**

- A) Call to Order
- B) Roll Call
- C) Invocation –
- D) Pledge of Allegiance

**COMMENDATION**

Cara Atkinson – Recipient of the “Woman of Courage” award  
Rick Myers – obtaining “Professional Emergency Management Certification”

- E) Visitors
- F) Communications

**II. APPROVAL OF MINUTES:**

Regular Meeting 10/18/21

A motion would be in order to approve the Minutes of the Regular Meeting held 10/18/21, as submitted.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

**III. APPROVAL OF VOUCHERS:**

Pre-Paid Voucher List dated 11/8/21 and List of Vouchers to be Paid dated 11/10/21

A motion would be in order to approve the Pre-Paid Voucher List dated 11/8/21, in the amount of \$1,262,400.71, and the List of Vouchers to be Paid dated 11/10/21, in the amount of \$221,391.40.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

**IV. DEPARTMENTAL REPORTS:**

A motion would be in order to approve the Departmental Reports, as submitted.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

**V. BID OPENINGS**

**VI. ORDINANCES**

1. Refinancing of 2016 & 2017 Bond Issues (2021 General Obligation Bonds – Series A & B)

A motion would be in order to adopt an ordinance, as submitted, authorizing and directing the issuance of its General Obligation Bonds, series A of 2021 and General Obligations Bonds, series B of 2021 in a combined aggregate principal amount not to exceed \$13,150,000 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.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

2. Name Change from Wolverine “Avenue” to Wolverine “Way”

A motion would be in order to adopt an Ordinance, as submitted, changing the street name from Wolverine “Avenue” to Wolverine “Way” from Cherry Way to 6<sup>th</sup> Street.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

3. Repealing Ordinance #2583 – Prohibiting the Use of Engine Brake Retarders On Motor Vehicles

A motion would be in order to adopt an Ordinance, as submitted, repealing Ordinance #2583 prohibiting the use of engine brake retarders on motor vehicles on Woodside Avenue (SR 65) from Pershing Street to Mt. Vernon Drive.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

4. Prohibiting the Use of Engine Brake Retarders On Motor Vehicles

A motion would be in order to adopt an Ordinance, as submitted, prohibiting the use of engine brake retarders on motor vehicles on Line Avenue/Woodside Avenue (SR 65) from Bridge Street to Wampum Avenue and Line Avenue/Woodside Avenue (SR 65) between Haig Street and the Borough line with Wayne Township.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

5. Vacating Locust Way & Fountain Avenue

A motion would be in order to adopt an Ordinance, as submitted, vacating Locust Way and Fountain Avenue, more specifically described as follows:

Locust Way

All that certain portion of Locust Way, to be vacated, situate in Ellwood City Borough, Lawrence County, Pennsylvania, more particularly bound and described as follows:

Beginning at a point at the intersection of the easterly right of way line of Locust Way, 14.00 feet wide, and the southerly right of way line of Glen Avenue, 60.00 feet wide; thence from said point of beginning by the easterly right of way line of Locust Way S 00° 55' 00" W a distance of 163.97 feet to a point on the northerly right of way line of Fountain Avenue; thence by the northerly right of way line of Fountain Avenue N 89° 05' 00" W a distance of 14.00 feet to a point on the westerly right of way line of Locust Way; thence by a westerly right of way line of Locust Way N 00° 55' 00" E a distance of 160.03 feet to a point on the southerly right of way line of said Glen Avenue; thence by the southerly right of way line of said Glen Avenue N 75° 13' 00" E a distance of 14.54 feet to a point at the intersection of the easterly right of way line of said Locust Way and the southerly right of way line of said Glen Avenue, at the point of beginning.

Fountain Avenue

All that certain portion of Fountain Avenue, to be vacated, situate in Ellwood City Borough, Lawrence County, Pennsylvania, more particularly bound and described as follows:

Beginning at a point at the intersection of the southerly right of way line of Fountain Avenue, 20.00 feet wide, and the westerly right of way line of 5<sup>th</sup> Street, State Route No. 0065, 66.00 feet wide; thence from said point of beginning by the southerly right of way line of Fountain Avenue N 89° 05' 00" W a distance of 160.00 feet to a point; thence by a line through Fountain Avenue N 00° 55' 00" E a distance of 20.00 feet to a point on the northerly right of way line of Fountain Avenue; thence by the northerly right of way line of Fountain Avenue S 89° 05' 00" E a distance of 160.00 feet to a point on the westerly right of way line of said Fifth Street; thence by the westerly right of way line of said 5<sup>th</sup> Street S 00° 55' 00" W a distance of 20.00 feet to a point at the intersection of the southerly right of way line of said Fountain Avenue and the westerly right of way line of said 5<sup>th</sup> Street, at the point of beginning.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

6. New Sewer Rates Established

A motion would be in order to adopt an Ordinance, as submitted, amending the sewer ordinance designating the new sewer rates effective 1/1/22 to be \$8.68/1,000 gallons of water and \$8.68 per customer per month.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

7. Establishing Procedures & Requirements (Act 50 of 2021) and Regulating Small Wireless Facilities to be Placed Within the Public Right of Way  
A motion would be in order to adopt an Ordinance, as submitted, establishing procedures and requirements pertaining to the implementation of Act 50 of 2021 and regulating small wireless facilities to be placed within the public right-of-way.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

8. Police Pension Plan - Elimination of the DROP  
A motion would be in order to adopt an Ordinance, as submitted, amending the Police Pension Plan eliminating the Deferred Retirement Option Plan (DROP) effective for any officers hired after September 20, 2021.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

**VII. RESOLUTIONS**

1. Free Holiday Parking  
A motion would be in order to adopt a Resolution, as submitted, authorizing free parking at all currently metered spaces located on Lawrence Avenue, Bell Avenue, Crescent Avenue, 5<sup>th</sup> Street, 6<sup>th</sup> Street, 7<sup>th</sup> Street and the Beaver Avenue parking lot for a maximum of two (2) hours from November 26 through December 31, 2021. Motorists exceeding the 2 hour time limit will be subject to a \$5.00 fine if paid within 72 hours. Violators who fail to make payment within 72 hours will be subject to prosecution through the District Justice office.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

2. Revision to the Sewage Facilities Plan (Wampum Pump Station Project)  
A motion would be in order to adopt a Resolution, as submitted, approving the submission of a revision to the Sewage Facilities Plan for the Wampum Pump Station Project.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

**VIII. APPOINTMENTS/RESIGNATIONS**

**IX. COMMITTEES OF COUNCIL**

**Finance: (Ovial, Cragle, Barry)**

1. Adopt Tentative 2022 Budget/Tax Rate  
A motion would be in order to adopt the tentative 2022 Budget, as submitted, establishing the tax rate at 8.75 mills, and authorize the Borough Secretary to advertise the tax rate ordinance and the Budget and place it on display.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

**Health/Public Safety: (Celli, Barry, Lamenza)**

1. Civil Service Commission  
A motion would be in order to authorize the Civil Service Commission to start the process for obtaining a new Police Eligibility List.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

2. Approve Quote – Duke’s Sport Shop (Weaponry)  
A motion would be in order to approve the quote from Duke’s Sport Shop in the amount of \$7,425 for the purchase of 15 weapons. This amount will be paid from the Drug Investigation Fund.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

3. Approve Quotes – E-Safe Technologies  
A motion would be in order to approve the quotes by E-Safe Technologies to upgrade the police department computers (battery backup, new server, firewall, backup storage, technical support) in the total amount of \$7774.76. This amount will be paid from the General Fund.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

**Public Works/Utilities: (Barry, Cragle, Ovia)**

1. Approve Quote (Ratify) – Shults Ford  
A motion would be in order to ratify the approval for the purchase of a 2021 Ford F150 from Shults Ford/Lincoln in the amount of \$35,452 (Costar pricing) for the Electric Department. This amount was paid from the 2017 Bond Issue.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

2. Approve Quote (Ratify) – Baierl Ford  
A motion would be in order to ratify the approval for the purchase of a 2016 Ford Super Duty F550 from Baierl Ford in the amount of \$48,644 (Costar pricing) for the Public Works Department. This amount was paid from the General Fund.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

3. 2021 Paving Project– Change Order #1  
A motion would be in order to approve change order #1 in the amount of \$34,624.42 to Youngblood Paving for work associated with the 2021 Paving Program. This amount will be paid from the Liquid Fuel Fund. The revised project cost, including this change order is \$406,735.66.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

4. Meadowridge/Pinecrest Acres Paving Project– Change Order #1  
A motion would be in order to approve change order #1 in the DEDUCT amount of \$4,692.97 to Youngblood Paving for work associated with the Meadowridge/Pinecrest Acres Paving Project. The revised project cost, including this change order is \$115,656.03.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

**Parks/Recreation: (Cragle, Lamenza, Brough)**

**Administration/Personnel: (Lamenza, Cragle, Barry)**

1. Employment – Part Time Patrolman
2. Police Pension Plan – 2022 Cost of Living Adjustments (Damon, Disher (DROP), Forester (QDRO), Kingston, List (DROP), Lubich, & Parsons (DROP))  
A motion would be in order to approve the year 2022 cost of living adjustments for retired police officers Brian Damon, Jon Disher (DROP), Patricia Forester (QDRO), David Kingston, Richard List (DROP), John Lubich, and Wayne Parsons (DROP), as submitted by the Actuary.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

3. Appoint – Herbert, Rowland & Grubic (HRG) (Engineers) & Rate Schedule  
A motion would be in order to appoint Herbert, Rowland & Grubic (HRG) as the Borough’s engineering firm, and further to approve their 2021 Rate Schedule.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

4. Advertise – Board/Commission Vacancies  
A motion would be in order to advertise the vacancies on the following Boards/Commissions: Zoning Hearing Board, Zoning Hearing Board Alternate, EC Planning Commission, Economic Development Authority, Civil Service Commission, Civil Service Commission Alternate, Library Board, and Recreation Board.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

5. Advertise Ordinance - Code Book Updates  
A motion would be in order to advertise an ordinance approving the editing and inclusion of certain ordinances and resolutions as parts of the various component codes of the codified ordinances.

Moved by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

6. Worker’s Compensation Insurance – Firefighters

A motion would be in order to approve the Workers Compensation Insurance with the State Workers Insurance Fund (SWIF) for the volunteer firefighters for the period 1/1/22 – 1/1/23. The estimated annual premium is \$\_\_\_\_\_ (final premium is subject to adjustment by audit). This amount will be paid from the General Fund.

Moved by:\_\_\_\_\_ Seconded by:\_\_\_\_\_

7. Employment – Kasarah Ward (Crossing Guard)

A motion would be in order to authorize the employment of Kasarah Ward as crossing guard at the rate of \$9.40 per hour, contingent upon the successful completion of all background checks and clearances.

Moved by:\_\_\_\_\_ Seconded by:\_\_\_\_\_

8. Resignation – Neil Froce (Administrative Assistant)

A motion would be in order to accept the resignation of Neil Froce, Administrative Assistant, effective December 3, 2021, his last day of employment.

Moved by:\_\_\_\_\_ Seconded by:\_\_\_\_\_

**Community Development/Buildings: (Dici, Celli, Lamenza)**

1. Eminent Domain Proceedings

A motion would be in order to

**Blight: (Brough, Dici, Ovia)**

**X. UNFINISHED BUSINESS**

**XI. NEW BUSINESS**

**XII. MAYOR’S REPORT**

**XIII. MANAGER’S REPORT**

**XIV. ANNOUNCEMENTS**

Public Hearing - Conditional Use (Sheetz) Date/Time – TBD

**XV. ADJOURNMENT**