

Minutes of the Borough Council Zelienople, PA

10/13/2008

7:30 PM Council-Regular

MasterID:

342

The October 13, 2008 Council meeting of the Zelienople Borough Council was called to order at 7:30 PM in the Council Chambers by President Charles Underwood. In attendance were, Mayor Thomas Oliverio, Council members Russell Robertson, Marietta Reeb, James Zeigler, George McDowell, Andrew Mathew III and Allen Bayer.

Manager Donald Pepe, Solicitor Matt Racunas, Police Chief Jim Miller, and Borough Engineer Tom Thompson were also present

PLEDGE OF ALLEGIANCE

Mayor Oliverio led the Pledge of Allegiance

VISITORS

Henry Zeigler
Bob Shultz
Gregg Marley

No comments from the public

CONSENT AGENDA

Consent agenda items were acted upon in the following manner.

A motion was made by Mrs. Reeb, second by Mr. Mathew, to approve the Consent Agenda items. These are;

- Minutes of the January 15, 2007 Special Meeting
- Minutes of the January 29, 2007 CDBG Public Hearing
- Minutes of the January 29, 2007 Council Workshop Meeting
- Minutes of the February 26, 2007 Council Workshop Meeting
- Minutes of the March 12, 2007 Council Meeting
- Minutes of the April 9, 2007 Council Meeting
- Minutes of the July 30, 2007 Council Workshop Meeting
- Minutes of the June 30, 2008 Council Meeting
- Minutes of the July 14, 2008 Reconvened Meeting
- Minutes of the July 14, 2008 Council Meeting
- Minutes of the September 29, 2008 Council Meeting
- Financial Statement for August 2008

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342

- Transfer of Funds, \$150,000, from Electric Fund to the General Fund if needed

Motion carried 7-0.

OLD BUSINESS:

Consider Amendments to the Glade Run PRD & Mixed Use PRD Findings of Fact

A motion was made by Mr. Robertson, second by Mr. Bayer, to approve the Engineers recommendations as submitted. A brief outline is as follows:

- Findings of Fact did omit the 60 Townhouses accessing Route 19. Amend this paragraph to add "This also includes sixty (60) units in town homes accessing Route 19 on 10.3 acres"
- As part of the Tentative Approval process, the developer should indicate that the common open space will be dedicated to the Homeowner association and / or Borough use.
- Zoning Ordinance Section 10B,1004-B,11 indicates that , if the Mixed Use PRD is built in phases, the residential and commercial portions of each phase shall have a proportional amount of each type of use. A 20% minimum land area standard for residential applies, but this also allows all of the residential units to be built in the first phase. The developer shall also restrict future development to a specific type if approved by the Borough.

Motion carried 7-0

Consider approval of bills to be paid for October 2008

A motion was made by Mr. Robertson, second by Mr. McDowell, to approve the "bills to be paid" for the month of October 2008 for \$620,667.72.

Motion carried 7-0

Consider Resolution #149-08, a resolution setting the distribution of state aid for the pension plans.

Minutes of the Borough Council Zelienople, PA

10/13/2008

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342

A motion was made by Mr. Zeigler, second by Mr. Mathew, to approve Resolution #149-08 which sets the distribution of state aid for the pension plans. A full and true copy of Resolution #149-08 can be found in the Resolution book.

Secretary / Manager

Motion carried 7-0

Consider Resolution #150-08, a resolution to distribute the Special Ad Hoc Municipal Police and Firefighter postretirement adjustment payment.

A motion was made by Mr. Mathew, second by Mr. McDowell, to approve Resolution #150-08 - distribution of the Special Ad Hoc Municipal Police and Firefighter postretirement adjustment payment to the police Pension Plan. A full and true copy of Resolution #150-08 can be found in the Resolution book.

Secretary / Manager

Motion carried 7-0

Consider Appointment to the Zelienople Municipal Airport Authority

A motion was made by Mr. Robertson, second by Mrs. Reeb, to appoint Mr. Gregg Marley, to fill an unexpired term of Mr. Sperdute, ending December 31, 2010 on the Zelienople Municipal Airport Authority

Motion carried 7-0

OTHER BUSINESS:

None

REPORTS:

Oliverio

- Asked about the Borough's Financial position
- Thanked the Fire Police for a job well done during the Fall Festival

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Racunas:

- Asked for an Executive Session on litigation issue

Chief Miller:

- No comments

Thompson:

- No comments

Pepe

-Noted receipt of federal regulation concerning identify theft policy that the Borough will need to adopt

- Supported comments on the need to adjust our Property Tax rate to account for the change in assessment % by Butler County

Bayer

- Requested an Executive Session for Personnel
- Noted that the PNT has set up a meeting with the Bargaining unit for negotiations.
- Asked if the Borough can send a reminder to the Airport Authority to keep the cars participating in the Drag Racing events to be street legal to avoid unnecessary noise to the properties near the airport.

McDowell

- No comment or report

Mathew:

- Asked the Manager to give an update as to the Water Project with Beaver Falls, which he did with additional comments by the Borough Engineer.

Minutes of the Borough Council Zelienople, PA

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- Questioned the Solicitor concerning the proper procedure for purchasing equipment by the Fire Department and if it has to be put out for a formal bid. The Solicitor will answer this and give his advice and opinion to the Borough and Fire Department.

- No EMA report

Reeb

- No comment or report

Zeigler:

- Inquired as to the electric service to the Strand Theater and if it can be placed underground versus overhead. We will look into this question and respond as soon as we can.

- Asked about the pending leaf pickup season and if the Brush Pile area will be reopened for it.

Robertson

- Asked for an Executive Session on a pending contract

- Asked about EMA safety referring to possible hazardous and dangerous materials as noted that occurred recently in the region.

Underwood

- No comments or report

Council recessed into Executive Session at 8:25 PM and returned at 9:35 PM.

President Underwood recessed the meeting at 9:35 PM and it will be continued until Monday, October 20, 2008 at 7:00 PM.

ATTEST:

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342

Manager / Secretary

Council President

Approved by me this _____ day of _____, 2008.

Mayor